
RESOLUTION NO. 10,059-N.S.

A RESOLUTION DIRECTING THE CITY ATTORNEY TO NOTIFY CERTAIN COMPANIES OF THE CANCELLATION OF FIRE PROTECTION CONTRACTS

---oCo---

WHEREAS the City of Modesto had entered into contract agreement with certain companies operating outside the city limits for fire protection for their plants, and

WHEREAS in order to obtain a #2 fire rating for the City of Modesto it will be necessary to cancel these contracts.

NOW THEREFORE BE IT RESOLVED that the City Attorney be and he is hereby directed to notify all the companies operating outside the city limits with which the City had entered into an agreement for fire protection that the agreements will be cancelled in accordance with the provisions of the agreements.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of January, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Merrill, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,060-N.S.

A RESOLUTION EXPRESSING WILLINGNESS TO COOPERATE WITH COMPANIES OUTSIDE THE CITY WHICH WERE FURNISHED FIRE PROTECTION SERVICE FOR THE ANNEXATION OF THEIR PROPERTY TO THE CITY OF MODESTO

---oOo---

WHEREAS, it has become necessary to cancel the agreements with firms outside the city of Modesto which had been furnished fire protection by the said city, and

WHEREAS, the City of Modesto stands most willing and ready to cooperate with the firms which had been furnished this protection and whose property is contiguous to the city, for the annexation of their property to the city,

NOW THEREFORE BE IT RESOLVED that the Council of the City of Modesto does hereby go on record as being willing to cooperate with all the firms which had been furnished fire protection by the said city and whose property is contiguous to the city, for the annexation of their property to the city so that there will not be a break in the fire protection service.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of January, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,061-N.S.

A RESOLUTION REFERRING THE PETITION OF PROPERTY OWNERS IN THE CLOVERFIELD-COLLEGE VILLAGE TRACT TO THE PLANNING COMMISSION

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WHEREAS a petition has been filed by D. P. Ellis, William F. Beckett, Sr. and William F. Beckett, Jr. for the annexation of the Cloverfield-College Village Tracts to the City of Modesto,

NOW THEREFORE BE IT RESOLVED that said petition be and it is hereby referred to the City of Modesto Planning Commission for its report and recommendation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of January, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,062-N.S.

A RESOLUTION AUTHORIZING PROGRESS PAYMENT TO ATLAS PIPE COMPANY ON CONSTRUCTION OF SEWER LATERAL ON LEONARD AVENUE

---oOo---

WHEREAS the Director of Public Works had filed a report on the work completed by the Atlas Pipe Company up to and including Jan. 1, 1953 on the construction of sanitary lateral sewer on Leonard Avenue,

NOW THEREFORE BE IT RESOLVED that progress payment of \$857.75 be and it is hereby authorized to the said Atlas Pipe Company.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of January, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,063-N.S.

AVENUE AND EIGHTH STREET

A RESOLUTION AUTHORIZING PROGRESS PAYMENT TO STANDARD MATERIALS INC. FOR IMPROVEMENTS ON VIRGINIA/

WHEREAS the Director of Public Works had filed a report on the work completed by the Standard Materials Inc. on the improvement of Virginia Avenue and Eighth Street, up to and including Dec. 31, 1952, calling for a progress payment of \$3,098.77,

NOW THEREFORE BE IT RESOLVED that progress payment be authorized to the Standard Materials Inc. in the amount of \$3,098.77 as recommended 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 7th day of January 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,064-N.S.

A RESOLUTION AUTHORIZING FINAL PAYMENT TO STOCKTON CONSTRUCTION COMPANY WITH THE EXCEPTION OF \$100. WHICH WILL BE WITHHELD UNTIL CLAIM OF H. J. REINARDY FOR DAMAGE TO PROPERTY HAS BEEN SATISFIED

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WHEREAS the Director of Public Works has filed a report on the final payment due the Stockton Construction Company for the construction of a sanitary sewer trunk line on Kearney, Roseburg and Coldwell Avenues, and

WHEREAS this report has stated that the remaining 25% of the contract price now due is \$15,939.56 and that the 35 day lien period required under the contract has expired but that a claim has been filed in the amount of \$46.10 by H. J. Reinardy against this company for damages sustained to their premises at 1420 Del Mar Avenue which has not been paid by the Company,

NOW THEREFORE BE IT RESOLVED that payment of \$15,839.56 be authorized to said company and that the City Clerk be directed to notify the company that \$100. has been withheld from the total amount due of \$15,939.56 until such time as restitution has been made to H. J. Reinardy for damage to their premises at 1420 Del Mar Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of January, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,065

A RESOLUTION ACKNOWLEDGING RECEIPT OF A COPY OF NOTICE OF INTENTION TO CIRCULATE PETITIONS TO ANNEX TERRITORY TO THE CITY OF MODESTO AND APPROVING THE CIRCULATION OF PETITION

---oOo---

WHEREAS, on January 1, 1953 Vernon L. Withuhn, Morris Kirschen, Albert B. Saletta, Ruth E. Withuhn, Marjorie M. Hammer, Dorothy K. Willey, Annie E. Wallis, Louis F. Hammer, G. E. Stabbert, Mrs. G. E. Stabbert, Mrs. M. Kirschen, Mrs. Madeline M. Saletta, Wilson F. Bader, Mrs. Doris Bader, C. E. Achors, Ward C. Rowe, Anna C. Rowe and Arthur G. Bradbury published in the Modesto Journal and Valley Citizen, the official newspaper of the City of Modesto, a notice of Intention to Circulate a Petition within said territory hereinafter described for the purpose of securing sufficient signatures to request the Council of the City of Modesto to call an election to determine whether the electors residing within said territory do or do not desire said territory to be annexed to the City of Modesto, and

WHEREAS, said territory is inhabited, and

WHEREAS, said notice contained the names of the proponents intending to circulate the petition and the specific boundaries of the territory proposed to be annexed and was accompanied by printed statement not exceeding 500 words in length containing reasons for the petition, and

WHEREAS, on January 6, 1953, and within ten days after publication of said notice, there was filed in the office of the City Clerk of the City of Modesto a copy of the notice and statement and an affidavit of the publication of said notice,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Council acknowledges receipt of the copy of the notice and accompanying statement and receipt of the affidavit of publication and said Council hereby approves the circulation of the petition for annexation within the territory described in said notice and hereinafter described, provided the petition contains a request that the question to be submitted to the electors residing in the territory proposed to be annexed shall be whether the territory shall be annexed to and incorporated in and made a part of the City of Modesto and the property therein subjected to taxation after annexation equally with the property within

the city to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized up to and including the day of the election held to determine whether or not said property shall be annexed to the city.

Said territory is described as follows:

All that certain real property and territory located in the Southeast one-quarter of Section 20, and the Southwest one-quarter of Section 21, Township 3 South, Range 9 East, M. D. B. & M., in the County of Stanislaus, State of California, and particularly bounded and described as follows, to-wit:

Beginning on the existing City Limits at the Northeast corner of Lot 3 of Block 706 of the City of Modesto; thence Northerly 30 feet to a point on the center line of Griswold Avenue; thence Easterly 5 feet to a point on the west line of McHenry Avenue and 25 feet west of Southeast corner of Lot 2 as said Avenue and Lot 2 are shown on the map of Mission Grove Tract in Volume 8 of Maps at Page 50, Stanislaus County Records; thence along the west line of McHenry Avenue and 25 feet Westerly from and parallel to the Section line common to said Sections 20 and 21 Northerly to the Southerly line of Roseburg Avenue, said Southerly line of Roseburg Avenue being 20 feet Southerly from the East-West one-quarter Section line of said Section 20; thence Easterly along said Southerly line at Roseburg Avenue, 20 feet South of and parallel to the East-West one-quarter Section line of said Section 20 and 21 to the Westerly line of Sunrise Avenue, said Westerly line of Sunrise Avenue being 20 feet Westerly at the North-South one-quarter Section line of said Section 21; thence Southerly along the Westerly line of Sunrise Avenue, 20 feet West of and parallel to the said North-South one-quarter Section line of said Section 21 to the Southerly right of way line of the Modesto Irrigation District Lateral #4 and the Northerly limits of the City of Modesto; thence Westerly along the Northerly City Limit line of the City of Modesto to the point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of January, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,066-N.S.

A RESOLUTION EXPRESSING APPRECIATION TO THE EXCHANGE CLUB FOR SUPPLYING COURTESY TICKETS TO BE PLACED ON CARS DURING THE CHRISTMAS SEASON

---oOo---

WHEREAS, the Modesto Exchange Club furnished the Police Department of the City of Modesto courtesy tickets to be placed on cars which had exceeded parking time limit during the Christmas season, and

WHEREAS, many favorable comments were received by the Police Department in appreciation of this courtesy, and

WHEREAS, this procedure for handling overparking during the Christmas season created a feeling of "good will" to the City of Modesto and the Police Department.

NOW THEREFORE BE IT RESOLVED that the Council of the City of Modesto does hereby publicly go on record as expressing appreciation to the Modesto Exchange Club for the furnishing of these courtesy tickets.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of January, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, it was upon roll call, carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill, and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,067-N.S.

A RESOLUTION EXPRESSING APPRECIATION TO THE 500 LION CLUB FOR ITS PARTICIPATION IN PAINTING PEDESTRIAN WARNING SIGNS ON CROSSWALKS IN THE BUSINESS AREA

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WHEREAS, these signs have been of great benefit to the city in lowering the accident record of the City involving pedestrians.

WHEREAS, a great many expressions of approval have been received by the Police Department.

NOW THEREFORE BE IT RESOLVED that the Council publicly go on record expressing appreciation to the 500 Lion Club for its participation in painting pedestrian warning signs on crosswalk in the business area of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of January, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman M. Adams, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill, and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,068-N.S.

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE CLOVERFIELD-COLLEGE VILLAGE ADDITION TO THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR HEARING OBJECTIONS TO THE PROPOSED ANNEXATION.

---oOo---

WHEREAS, a petition for annexation to the City of Modesto was filed by William F. Beckett, Sr., William F. Beckett, Jr. and Dalton P. Ellis on December 31, 1952, to annex to the City of Modesto, under the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, the area or territory hereby designated as the Cloverfield-College Village Addition, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

That portion of Lots 11, 12, 13 and 16 of the Fresno Tract, according to the map thereof filed in Volume 1 of Maps at page 76, March 14, 1903, Records of Stanislaus County, California, and more particularly described as follows:

Beginning at the Northeasterly corner of the existing limits of the City of Modesto at the intersection of the east line of Carlton Avenue and the South line of a 40 ft. road known as Granger Avenue; thence northerly along the east line of Carlton Avenue extended 20 ft. to the center line of said Granger Avenue; thence Easterly along the said center line of Granger Avenue 270 ft. to a point 60 ft. west of the east line of said Lot 11; thence northerly along a line 60 ft. west of the east line of said Lot 11, 1046.42 ft. to the south line of said Lot 12; thence northerly along a line 60 ft. west of the east line of said Lot 12, 1591.51 ft. to the north line of said Fresno Tract; thence Westerly along the said north line of the Fresno Tract 1917.88 ft. to the north west corner of said Lot 16; thence southerly along the

west line of said Lot 16, 1577.29 feet to a point on the north line of the county road known Briggsmore Avenue; thence along said north line of Briggsmore Avenue easterly 1318.08 feet to the intersection thereof with the west line of said Lot 12; thence along said west line of Lot 12 Southerly 70 feet to the northerly line of Lot 11; thence along the west line of Lot 11 and said west line extended 1048.14 feet to the said south line of Granger Avenue and the existing limits of the City of Modesto; thence along said limits of the City of Modesto easterly 330 feet to the point of beginning,

and

WHEREAS, it appears to the City Council of the said City and the City Council after hearing evidence finds that said petition is in proper form and that the real property described therein and hereinabove described is contiguous to the City of Modesto and that said petition is signed by the owners of not less than one-fourth of the land in the territory by area, and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, being the County in which the territory is situated, and that less than twelve registered voters reside within said territory, and that said territory is uninhabited territory within the meaning of Annexation of Uninhabited Territory Act of 1939,

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto, and notice is hereby given that the 18th day of February, 1953, at the hour of 4:30 o'clock P.M. of said day, in the Council Chambers of the City Hall, located at 717 Tenth Street, in the City of Modesto, be, and the same hereby is 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. At any time before the hour set for hearing objections, any owner of property within the territory may file written protests against the annexation, which protest shall state the name of the owner of the property affected and the description and area of the property in general terms.

BE IT FURTHER RESOLVED that 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 Journal and Valley Citizen, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto, and shall also cause a copy of this resolution to be published in the Ceres Courier being a newspaper of general circulation published outside of the City of Modesto but in the County of Stanislaus. Said publications shall be complete at least twenty (20) days prior to the date set for the hearing.

BE IT FURTHER RESOLVED that 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 in 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1953 by Councilman Annan, who moved its adoption, which motion was duly seconded by Councilman Arata, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,069-N.S.

A RESOLUTION APPROVING AGREEMENT WITH DALTON P. ELLIS ON THE COLLEGE VILLAGE SUBDIVISION

---oOo---

BE IT HEREBY RESOLVED that the agreement between Dalton P. Ellis and the City of Modesto on the College Village subdivision 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 14th day of January, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,070-N.S.

A RESOLUTION ACCEPTING EASEMENT FROM DALTON P. ELLIS

---oOo---

BE IT HEREBY RESOLVED that easement in the College Village Tract to be used for the purpose of installing water lines granted to the City of Modesto by Dalton P. Ellis be and it is hereby accepted and the City Clerk is authorized to record said deed of easement with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,071-N.S.

A RESOLUTION ACCEPTING THE BID OF THE SEASIDE OIL COMPANY ON SUPPLYING GASOLINE FOR PERIOD Jan. 16, 1953 to Jan. 15, 1954

BE IT HEREBY RESOLVED that the bid of the Seaside Oil Company for the supplying of gasoline for the period of Jan. 16, 1953 to Jan. 15, 1954 be and it is hereby accepted as it is the lowest and best bid received.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,072-N.S.

A RESOLUTION PROHIBITING PARKING IN SPECIFIED PLACES ON NINTH STREET IN THE CITY OF MODESTO

---oOo---

WHEREAS, Section 30 of Ordinance No. 345-N.S. of the City of Modesto, as amended, authorizes the City Council to designate certain places upon streets within the business district of the City at which it shall be unlawful for the operator of a vehicle to stop or park such vehicle,

NOW, THEREFORE, BE IT RESOLVED that it shall be unlawful for the operator of a vehicle to stop or park such vehicle in any of the following places in the City of Modesto:

- 1. On the east side of Ninth Street beginning at the south property line of J Street and running south 25 feet.
- 2. On the west side of Ninth Street beginning at the north property line of J Street and running north 20 feet.

BE IT FURTHER RESOLVED that the Director of Public Works be, and he is hereby directed to cause the above described locations to be marked in accordance with the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 14th day of January, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,073-N.S.

A RESOLUTION ESTABLISHING THE FINAL DATE FOR THE INSTALLATION OF TAXI METERS IN TAXICABS OPERATING IN THE CITY OF MODESTO.

---oOo---

WHEREAS, Ordinance No. 1053-N.S., regulating the use and operation of taxicabs upon the public streets of the City of Modesto, provides that it shall be unlawful for any owner or driver to operate taxicabs in the City of Modesto unless such vehicle is equipped with a taximeter of such type, style and design as may be approved by the Chief of Police, and

WHEREAS, Ordinance No. 1053-N.S. became effective on January 1, 1953, and
WHEREAS, Ordinance No. 1053-N.S. provides that taxicabs not equipped with
meters operating in the City of Modesto on the date this ordinance is adopted shall
be equipped with new meters as soon as their delivery can be obtained, and

WHEREAS, the Chief of Police has designated the type, style and design of
taximeters which may be used, and

WHEREAS, the Council finds and hereby declares that taxicab meters can be
obtained within sixty days after being ordered, and

WHEREAS, it is to the best interest of the public and to all taxicab
owners that a definite date be established on which all taxicabs shall be equipped
with meters,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that March 15, 1953 is hereby designated as the date from and after which it shall
be unlawful for any owner or driver to operate a taxicab in the City of Modesto
unless such vehicle is equipped with a taximeter the type, style and design of
which has been approved by the Chief of Police, in accordance with the provisions
of Ordinance No. 1053-N.S., as amended.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 14th day of January, 1953, by Councilman
Arata, who moved its adoption, which motion being duly seconded by Councilman
Merrill, was upon roll call carried and the resolution adopted by the following
vote:

Ayes: Councilmen: M. Adams, R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,074-N.S.

A RESOLUTION REAPPOINTING CERTAIN MEMBERS TO THE CITY OF MODESTO PLANNING COMMISSION

---oOo---

BE IT HEREBY RESOLVED that the following members of the City of Modesto
Planning Commission be and they are hereby reappointed for the terms as listed:

<u>Name</u>	<u>Term expires</u>
V. E. Barton	Jan. 1, 1957
John W. Bomberger	Jan. 1, 1957
Ian Mensinger	Jan. 1, 1956

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 14th day of January, 1953 by Councilman
Mellis, who moved its adoption, which motion being duly seconded by Councilman
Arata, it was upon roll call carried and the resolution was adopted by the
following vote:

Ayes: Councilmen: M. Adams, R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,075-N.S.

A RESOLUTION REAPPOINTING R. W. JONES AS MEMBER OF THE CITY OF MODESTO PERSONNEL BOARD

---oOo---

BE IT HEREBY RESOLVED that R. W. Jones be reappointed a member of the Personnel Board for a term to expire on January 1, 1957.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,076-N.S.

A RESOLUTION AUTHORIZING APROPRIATION TRANSFER OF \$2400. FROM THE GENERAL RESERVE TO THE FIRE DEPARTMENT, CAPITAL OUTLAY ACCOUNT FOR PURCHASE OF THREE INCH FIRE HOSE

---oOo---

BE IT HEREBY RESOLVED that the appropriation transfer of \$2400. from the General Reserve to the Fire Department, Capital Outlay account for the purchase of 1000 ft. of three inch fire hose be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman M. Adams, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,077-N.S.

A RESOLUTION RELATING TO THE LOCATION AND OPERATION OF FIRE STATION NO. 3 OF THE CITY OF MODESTO

---oOo---

WHEREAS the City of Modesto is attempting to modernize and improve its fire protection to the property owners of the City and to decrease their insurance costs through these improvements,

WHEREAS, the Board of Fire Underwriters of the Pacific has advised the City that this can be accomplished by consolidation and concentration of the man power of Fire Station No. 1 and Fire Station No. 3, and

WHEREAS the City proposes to operate its fire department on a full "task force" basis with concentrated man power and equipment operating from Fire Station No. 1, and

WHEREAS in order to accomplish this the City is considering the closing of Fire Station No. 3, and

WHEREAS the Board of Supervisors of the County of Stanislaus has by resolution registered a protest with the City against closing Fire Station No. 3, and

WHEREAS the City can provide to its citizens the higher level of protection and the lower insurance costs which it is seeking by closing Fire Station No. 3 and moving the man power to Fire Station No. 1, and

WHEREAS the Board of Fire Underwriters of the Pacific has indicated that the most advantageous and economical operation of the fire department can be obtained by the closing of Fire Station No. 3

NOW THEREFORE BE IT RESOLVED that since the Board of Supervisors has indicated to the City that the interests of the County would be best served by the continual operation of Fire Station No. 3, that the County be asked to inform the City Council at the Council meeting on January 28, 1953 whether or not it is willing to pay a substantial portion of the cost of continuance of Fire Station #3 if the station is continued at its present location.

BE IT FURTHER RESOLVED that the City Council of the City of Modesto appreciates the interest of the Board in the problems of the City of Modesto and assures the Board of its continual cooperation in the matters of mutual interest in the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of January, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Annan, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,078-N.S.

A RESOLUTION COMMENDING THE BOARD OF SUPERVISORS OF STANISLAUS COUNTY ON ITS ACTION IN CREATING THE STANISLAUS COUNTY AVIATION ADVISORY COMMITTEE

---oOo---

WHEREAS the Board of Supervisors of Stanislaus County has created a committee to be known as "The Stanislaus County Aviation Advisory Committee", and

WHEREAS said committee has been authorized to make a study of the aviation and airport situation in Stanislaus County and make recommendation to the Board to remedy any needs and deficiencies which may have been found and to provide for the probable future aviation and airport requirements of the County and the cities located in Stanislaus County.

NOW THEREFORE BE IT RESOLVED that the Council of the City of Modesto does hereby go on record as commending the Board of Supervisors of Stanislaus County on its action in creating this committee and that the cooperation of the Council and any of the city employees be offered to the newly appointed committee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of January, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill, Mellis and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,079-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO CALL FOR BIDS FOR AUTOMOTIVE EQUIPMENT FOR THE POLICE DEPARTMENT

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be authorized to call for bids for two new 1953 4 door sedans and two 1953 three wheel motorcycle servicars for the Police Department, said bids to be opened at 10:00 A.M. on Thursday, Feb. 10.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of January, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,080-N.S.

A RESOLUTION ACCEPTING CONTRACT AS COMPLETED BY THE ATLAS PIPE COMPANY FOR THE SANITARY LATERAL SEWER ON LEONARD AVE.

---oOo---

BE IT HEREBY RESOLVED that the contract as completed by the Atlas Pipe Company for the sanitary lateral sewer on Leonard Avenue be accepted and progress payment of \$638.43 be authorized, and

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to record notice of completion with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of January, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

* RESOLUTION NO. 10,081-N.S.

BE IT HEREBY RESOLVED that the agreement with Elmer Price and Edward Walters, operating the McHenry Three Minute Car Wash, at 502 McHenry Ave. granting permit to the company to construct a building in Block 562 over an easement for a water line of the city's 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 21st day of January, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman R. Adams, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

*A RESOLUTION APPROVING AGREEMENT WITH ELMER PRICE AND EDWARD WALTERS, DBA McHenry Three MINUTE CAR WASH AT 502 McHENRY AVENUE.

RESOLUTION NO. 10,082-N.S.

A RESOLUTION APPROPRIATING MONEY TO PURCHASE CERTAIN PROPERTY FROM THE MODESTO CITY SCHOOL DISTRICT OF STANISLAUS COUNTY, CALIFORNIA, AND AUTHORIZING THE ISSUANCE OF A WARRANT THEREFOR BY THE DIRECTOR OF FINANCE.

---oOo---

WHEREAS, the purchase of the following described property has been duly authorized by Ordinance No. 1057 N.S. of the City of Modesto, adopted on the 21st day of January, 1953, and

WHEREAS, the full purchase price owing for said property, the sum of EIGHTEEN THOUSAND and no/100ths (\$18,000.00) DOLLARS, is now due and owing to the Modesto City School District of Stanislaus County, California, and

WHEREAS, said property is described as follows:

The following described land situate in the City of Modesto, Modesto Irrigation District, County of Stanislaus, State of California, to-wit:

Lots 1 to 48 in Block 603 of the City of Modesto, as per map filed on March 18, 1920, in Vol. 10 of Maps, Stanislaus County Records, also that portion of Castle Street adjacent to Lots 1 to 12 on the West and Lots 13 to 24 on the East; that portion of Auburn Street adjacent to Lots 25 to 36 on the West and Lots 37 to 48 on the East and that portion of the Alley adjacent to Lots 13 to 24 on the West and Lots 25 to 36 on the East, as said Streets and alley are shown on the map hereinabove referred to, heretofore abandoned by order of the City Council of the City of Modesto by Resolution No. 389-S.P., dated August 8, 1923, a certified copy of which was recorded on Rebruary 16, 1929, in Vol. 318 of Official Records, page 343, as Instrument No. 2214.

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

1. The sum of EIGHTEEN THOUSAND and no/100ths (\$18,000.00) DOLLARS is hereby appropriated from the General Reserve for the purchase of the above described property.

2. The Director of Finance is hereby authorized and directed to draw a warrant in the sum of EIGHTEEN THOUSAND and no/100ths (\$18,000.00) DOLLARS, payable to the Modesto City School District of Stanislaus County, California, and deliver the same to the Modesto Office of the Security Title Insurance Company.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 21st day of January, 1953, by Councilman Mellis, 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,083-N.S.

A RESOLUTION AUTHORIZING THE EXTENSION OF TEMPORARY APPOINTMENT OF PHILLIP E. JOHNSON, ASSOCIATE ENGINEER

---oOo---

WHEREAS, pursuant to provisions of Section 7 of Ordinance No. 1031-N.S. entitled: "AN ORDINANCE OF THE CITY OF MODESTO ESTABLISHING A PERSONNEL SYSTEM", the City Manager, with the approval of the City Council, may extend the period for any temporary appointment, and

WHEREAS, the temporary appointment of Phillip E. Johnson, Associate Engineer, expires on February 4, 1953,

NOW THEREFORE BE IT RESOLVED that the City Manager be and he is hereby empowered to extend the temporary appointment of Phillip E. Johnson, Associate Engineer for a period of not to exceed six months.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of January, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan it was upon roll call carried and the resolution/^{was} adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,084-N.S.

A RESOLUTION AMENDING RESOLUTION NO. 9906-N.S. ENTITLED: "A RESOLUTION ESTABLISHING SALARY SCHEDULES, CLASSES OF POSITIONS, AND FIXING THE COMPENSATION OF OFFICERS AND EMPLOYEES IN THE CITY SERVICE"

---oOo---

WHEREAS the Council of the City of Modesto adopted Resolution No. 9906-N.S. entitled: "A RESOLUTION ESTABLISHING SALARY SCHEDULES, CLASSES POSITIONS AND FIXING THE COMPENSATION OF OFFICERS AND EMPLOYEES IN THE CITY SERVICE", on July 23, 1952, and

WHEREAS it is the desire of the Council to create two new positions and to establish the salary ranges for these positions,

NOW THEREFORE BE IT RESOLVED that said Resolution No. 9906-N.S. be amended as follows:

1-CLASSIFIED SERVICE

<u>Position</u>	<u>Range No.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
Fire Captain	14	310	325	341	358	376
Fire Lieutenant	12A	288	302	317	333	349

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of January, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,085-N.S.

A RESOLUTION ADOPTING "ROBERT'S RULES OF ORDER" AS THE PROCEDURE FOR THE CONDUCT OF THE MEETINGS OF THE COUNCIL OF THE CITY OF MODESTO.

---oOo---

WHEREAS, Section 710 of the Charter of the City of Modesto authorizes the City Council to determine its own rules of procedure,

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that that certain publication, three copies of which are on file in the office of the City Clerk of the City of Modesto, being marked and designated as "Robert's Rules of Order, Revised, Seventy-Fifth Anniversary Edition", be and it is hereby adopted by reference as the rules of procedure governing the conduct of the meetings of the Council of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 21st day of January, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,086-NS.

A RESOLUTION AUTHORIZING THE ASSIGNMENT OF A PORTION OF THE TIME OF DIRECTOR OF PLANNING FRANKLIN J. BILLS TO THE PARKING AUTHORITY

---oOo---

BE IT HEREBY RESOLVED that the assignment of 20% of the time of the Director of Planning, Franklin J. Bills to the Parking Authority for a period not to exceed 90 days for a consideration of \$100. per month to be paid by the Authority to the City, 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 28th day of January, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, it was upon roll call adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,087-N.S.

A RESOLUTION REGULATING PARKING ON H STREET BETWEEN ITS INTERSECTION WITH ELEVENTH STREET AND TWELFTH STREET IN THE CITY OF MODESTO

---oOo---

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

1. It shall be unlawful for the operator of a vehicle to stop or park such vehicle on the south side of H Street between its intersection with Eleventh Street and Twelfth Street in the City of Modesto in the following location:

Beginning at a point eighty-six (86') feet west of the west property line of Twelfth Street and running west a distance of fourteen (14') feet.

2. A special parking zone restricted for use solely by personnel of the County of Stanislaus and the City of Modesto law enforcement agencies is hereby established on the south side of H Street between its intersection with Eleventh Street and Twelfth Street in the City of Modesto, to be located as follows:

Commencing at the east property line of H Street, with its intersection with Eleventh Street and running twenty-four (24') feet east along the south side of H Street,

The Director of Public Works is hereby directed to cause the parking meter recently installed at said location to be removed.

3. The Director of Public Works is hereby directed to install a parking meter on the south side of H Street for the parking area commencing at a point thirty-four (34') feet and four (4") inches of the west property line of Twelfth Street and running seventeen (17') feet west along the south side of H Street.

4. The Director of Public Works is hereby directed to cause the above described locations to be marked and posted in accordance with the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 28th day of January, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,088-N.S.

A RESOLUTION AUTHORIZING PAYMENT OF MONEY WITHHELD TO THE STOCKTON CONSTRUCTION COMPANY

---oOo---

WHEREAS the Stockton Construction Company has made payment to H. J. Reinardy of \$46.10 to cover damage to his property by the company during the construction of the trunk sewer line on Kearney Avenue

NOW THEREFORE BE IT RESOLVED that payment of the sum of \$100 be authorized to said company, being the amount the city withheld from final payment on the construction of the trunk sewer line, until payment had been made to H. J. Reinardy.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of January, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Merrill, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,089-N.S.

A RESOLUTION APPROVING THE APPROPRIATION TRANSFER OF \$4500. FROM THE GENERAL RESERVE TO THE ELECTRICAL DIVISION

---oOo---

BE IT HEREBY RESOLVED that the appropriation transfer of \$4500. from the General Reserve to the electrical division to be used as capital outlay for street light extension (perimeter lights) in the Campus Tract #3 and Improvement District #1, 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 28th day of January, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman M. Adams, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,090-N.S.

A RESOLUTION AUTHORIZING THE CITY OFFICES TO REMAIN OPEN ON FEB. 7 and TO REMAIN CLOSED ON FEB. 13

BE IT HEREBY RESOLVED that the city offices be and they are hereby authorized to remain open on Saturday, Feb. 7 and to remain closed on Friday, Feb. 13, 1953.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of January, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, it was upon roll call carried and the resolution was adopted by the following vote:
Ayes: Councilmen: M. Adams, R. Adams, Arata, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Annan and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,091-N.S.

A RESOLUTION ACCEPTING A DEED FROM THE MODESTO CITY SCHOOL DISTRICT OF STANISLAUS COUNTY, CALIFORNIA, AND AUTHORIZING THE CITY CLERK TO RECORD SAID DEED WITH THE STANISLAUS COUNTY RECORDER.

WHEREAS, the City of Modesto, a municipal corporation of Stanislaus County, California, by Ordinance No. 1057-N.S. adopted on the 21st day of January, 1953, duly authorized the purchase from the Modesto City School District of Stanislaus County, California, of the following described real property situate in the County of Stanislaus, State of California, to-wit:

Lots 1 to 48 in Block 603 of the City of Modesto, as per map filed on March 18, 1920, in Vol. 10 of Maps, Stanislaus County Records, also that portion of Castle Street adjacent to Lots 1 to 12 on the West and Lots 13 to 24 on the East; that portion of Auburn Street adjacent to Lots 25 to 36 on the West and Lots 37 to 48 on the East and that portion of the Alley adjacent to Lots 13 to 24 on the West and Lots 25 to 36 on the East, as said Streets and alley are shown on the map hereinabove referred to, heretofore abandoned by order of the City Council of the City of Modesto by resolution No. 389 S. P. dated August 8, 1923, a certified copy of which was recorded on February 16, 1929, in Vol. 318 of Official Records, page 343, as Instrument No. 2214.

and,

WHEREAS, a deed has been prepared conveying said property to the City of Modesto, which deed is in proper legal form, and

WHEREAS, title search to said property has been made, and it appears therefrom that good title to said property will be conveyed to the City of Modesto upon acceptance of said deed,

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

SECTION 1. The City of Modesto hereby accepts said deed conveying the above described property to the City of Modesto and does hereby authorize 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 on the 4th day of February, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote;

Ayes: Councilmen: M. Adams, R. Adams, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Annan and Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,092-N.S.

A RESOLUTION ACCEPTING CERTAIN DEEDS BY THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that deeds be accepted from the following named property owners and that the said deed be recorded with the Recorder of Stanislaus County:

Harry M. Allen and Iva H. Allen, husband and wife

J. W. Rogers and Ruth Rogers, husband and wife

Merle Starn and Ruth Starn, husband and wife

Ray E. Starn, also known as Ray Starn, and Madge E. Starn, husband and wife

George C. Sue and Betty G. Sue, husband and wife

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of February, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Merrill, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,093-N.S.

A RESOLUTION AUTHORIZING PROGRESS PAYMENT TO ATLAS PIPE COMPANY

---oOo---

BE IT HEREBY RESOLVED that progress payment of \$4,563.34 be authorized to the Atlas Pipe Company on work completed by them on the construction of a sanitary sewer trunk line on Emerald Avenue and Maze Boulevard.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of February, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman R. Adams, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,094-N.S.

A RESOLUTION AUTHORIZING PROGRESS PAYMENT TO INDUSTRIAL ELECTRICAL COMPANY

---oOo---

BE IT HEREBY RESOLVED that progress payment be authorized to the Industrial Electrical Company on the construction of traffic signals and street lighting at McHenry & Morris Avenues, in the amount of \$1,624.88.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of February, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Mellis, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,095-N.S.

A RESOLUTION APPROVING AGREEMENT WITH GORDON WHITNALL & ASSOCIATES

---oOo---

BE IT HEREBY RESOLVED that an agreement between the City of Modesto and Gordon Whitnall and Associates for the preparation and submission of a revised zoning ordinance be approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of February, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Annan and Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,096-N.S.

A RESOLUTION APPROVING AGREEMENT WITH CLYDE C. KENNEDY & ASSOCIATES

BE IT HEREBY RESOLVED that the agreement between the City of Modesto and Clyde C. Kennedy & Associates for consulting services relating to sewage and industrial waste disposal, 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 4th day of February, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Merrill, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Annan and Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,097-N.S.

RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND NECESSITY DEMAND THE ACQUISITION, CONSTRUCTION AND COMPLETION BY THE CITY OF MODESTO OF THE FOLLOWING MUNICIPAL IMPROVEMENT, TO WIT: IMPROVEMENT TO THE MUNICIPAL SEWAGE AND INDUSTRIAL WASTE DISPOSAL SYSTEM; AND THAT THE COST OF SAID MUNICIPAL IMPROVEMENT WILL REQUIRE AN EXPENDITURE GREATER THAN THE AMOUNT ALLOWED THEREFORE BY THE ANNUAL TAX LEVY.

---oOo---

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

Section 1. That the public interest and necessity demand the acquisition, construction and completion by the City of Modesto of the following municipal improvement, to wit:

Municipal Sewage and Industrial Waste Disposal System

Improvement:

Improvement of the municipal sewage and industrial waste disposal system, including enlargement and extension of the present sewage and industrial waste disposal plant, industrial and sanitary sewers, pumps, machinery, equipment, apparatus, lands, easements, rights of way, storm bypasses, and other works, property or structures necessary or convenient for improvement of the municipal sewage and industrial waste disposal system of the City of Modesto.

Section 2. That the acquisition, construction and completion of said

municipal improvement are necessary and convenient to carry out the objects, purposes and powers of said City.

Section 3. That the cost of the acquisition, construction and completion of said municipal improvement is and will be too great to be paid out of the ordinary annual income and revenue of said City and that said municipal improvement will require an expenditure greater than the amount allowed therefor by the annual tax levy and will require the incurring of a bonded indebtedness therefor.

PASSED AND ADOPTED this 11th day of February, 1953, by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,098-N.S.

A RESOLUTION ACCEPTING THE BID OF THE HELM CHEVROLET COMPANY ON AUTOMOBILES FOR THE POLICE DEPARTMENT

BE IT HEREBY RESOLVED that the bid of Helm Chevrolet Company for two new 1953 four door sedans for the Police Department, of \$1,792.67, each, be and it is hereby accepted since this bid is the lowest bid received.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of February, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan, Arata and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,099-N.S.

A RESOLUTION ACCEPTING THE BID OF LEONARD ANDRES ON MOTORCYCLE SERVICARS

BE IT HEREBY RESOLVED that the following bids of Leonard Andres for automotive equipment for the Police Department be and it is hereby accepted, since this bid was the lowest bid received:

2-3 wheel motorcycle servi-cars---\$1,435.29 each with a trade-in allowance of \$250. for 1947 3 wheel motorcycle servi-car and \$350. for 1949 3 wheel motorcycle servi-car

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of February, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan, Arata and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,100-N.S.

A RESOLUTION ESTABLISHING ONE HOUR PARKING ON BOTH SIDES OF F STREET BETWEEN TENTH AND ELEVENTH STREETS AND ON TENTH STREET BETWEEN F AND G STREETS IN THE CITY OF MODESTO.

---oOo---

WHEREAS, the Council of the City of Modesto by ordinance heretofore passed, is empowered by resolution to increase and/or diminish parking time limits for vehicles on the streets of said City, and

WHEREAS, said Council, by ordinance heretofore passed, is empowered to cause the erection of proper signs in the business district of said City and by resolution may enforce the provisions of all ordinances relating to the parking of vehicles in said City, and

WHEREAS, the best interests of the citizens of said City require that the length of time for which a vehicle may be parked in the following described areas shall be for the period of one hour between the hours of nine o'clock A.M. and six o'clock P.M.,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that vehicles shall not be parked between the hours of nine o'clock A.M. and six o'clock P.M. for a period longer than sixty consecutive minutes in the following described areas:

- Both sides of F Street between Tenth Street and Eleventh Street;
- Both sides of Tenth Street between F Street and G Street.

BE IT FURTHER RESOLVED that said parking restrictions shall not be applicable on Sunday.

BE IT FURTHER RESOLVED that the Director of Public Works be, and he is hereby directed to cause the above described locations to be marked in accordance with the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 11th day of February, 1953, by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

- Ayes: Councilmen: M. Adams, R. Adams, Mellis and Mayor Marks
- Noes: Councilmen: None
- Absent: Councilmen: Annan, Arata and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,101-N.S.

A RESOLUTION REAPPOINTING IAN MENSINGER AS A MEMBER OF THE PARKING AUTHORITY

---oOo---

BE IT HEREBY RESOLVED that Ian Mensinger be and he is hereby reappointed a member of the Parking Authority for a term to expire on January 1, 1957.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of February, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, it was upon roll call adopted by the following vote:

- Ayes: Councilmen: M. Adams, R. Adams, Mellis and Mayor Marks
- Noes: Councilmen: None
- Absent: Councilmen: Annan, Arata and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,102-N.S.

A RESOLUTION APPROVING THE FINAL MAP OF THE COLLEGE FIG GARDEN SUBDIVISION OF THE CITY OF MODESTO

---oOo---

WHEREAS on January 6, 1953, the Planning Commission of the City of Modesto approved the final map of the College Fig Garden Subdivision in the City of Modesto, and

WHEREAS on February 18, 1953, the City Engineer of the City of Modesto certified that the final map of said College Fig Garden Subdivision meets all the provisions of the California Subdivision Map Act, and that the map is technically correct,

NOW THEREFORE BE IT RESOLVED that said final map of the College Fig Garden Subdivision be approved and the streets and alleys and easements as shown thereon within the boundaries of said subdivision be accepted on behalf of the public for public use, and that the City Clerk be and he is hereby authorized to certify the map of said subdivision on behalf of the City of Modesto, after the fees in the amount of \$1,525.16, as required in Ordinance No. 1041-N.S. for checking, copies of maps, recording and parks and playgrounds have been paid and on the further condition that the subdivider, Wilbur E. Grant, has withdrawn his protest to the payment of fee of \$1,438.00 for parks and playgrounds, as provided in section 8.3 of Ordinance No. 1041-N.S., and

BE IT FURTHER RESOLVED that the bond in the sum of \$30,000. furnished in connection with improvements required in said ordinance be approved.

BE IT FURTHER RESOLVED that the City of Modesto will improve the west half of Kearney Avenue between Roseburg and Orangeburg Avenues, on the same terms as provided in that certain agreement with John Quaresma & Roy Carlson, dated March 12, 1952 for the improvement for the east half of Kearney Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of February, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,103-N.S.

RESOLUTION AND ORDER OF THE COUNCIL OF THE CITY OF MODESTO PROVIDING FOR A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 14, 1953, AND DESIGNATING PRECINCTS AND POLLING PLACES AND APPOINTING MEMBERS OF PRECINCT BOARDS FOR SAID GENERAL MUNICIPAL ELECTION

---oOo---

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 14, 1953 in the City of Modesto and in Modesto City School District for the election of the following officers;

- (a) Three (3) councilmen for the full term of four (4) years each; and
- (b) Two (2) members of the Board of Education of Modesto City School District for the full term of four (4) years each.

2. 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 19 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 Election Precinct No. 17
Special Election Precinct No. 18
Special Election Precinct No. 19

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 resolutions 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, 2 and 4, have been consolidated and established into Special Consolidated Election Precinct 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. 6, 7 and 8, 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. 9, 10 and 11, 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. 12, 13 and 15, 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. 19, 20 and 21, 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. 14, 16 and 17, 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. 18 and 37, 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. 22, 23 and 38, 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. 26, 27, 32 and 39, 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. 31, 41 and 47, 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. 28, 30, and 40, 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. 24, 25 and 29, 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. 43 and 44, 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. 33 and 42, 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. 34 and 45, have been consolidated and established into Special Consolidated Election Precinct No. 16.

Said general election precinct so designated by the said Board of Supervisors as Modesto No. 35, has been established as Special Election Precinct No. 17.

Said general election precinct so designated by the said Board of Supervisors as Modesto No. 36, has been established as Special Election Precinct No. 18.

Said general election precinct so designated by the said Board of Supervisors as Modesto No. 46, has been established as Special Election Precinct No. 19.

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 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 Grammar 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 seventeen Special Consolidated Election Precincts, the designation and boundaries of which and the territory within each of which have been established and defined as follows:

Said general election precincts so designated by the said Board of Supervisors as Robertson, Franklin and Kerr, 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 Joliff, Burbank, Huff and Alma 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 Paradise and Maze 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 Carmichael and Wood Colony have been consolidated and established into Special Consolidated Election Precinct No. 23.

Said general election precincts so designated by the said Board of Supervisors as Salida, E. Salida and W. Salida 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 Shiloh and Hart 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 Caswell, Ring, Webb, Shaw and that portion of Westport Precinct in the Modesto City School District, 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 Judd, Page and Foit 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 Fair, Dunn and that portion of Fox Precinct in the Modesto City School District, 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 Benson, Spenker, Fields, Beard and Ladd 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 Wilson, Gum, Ada, and Pike 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 Laurel Lodge, Hunt, Ella, Joe, and May 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 Mensinger, High, Earl and Ford 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 Bom, Eva, Sylvan, Vet and Ira 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 Coffee, Stanislaus and that portion of Claus precinct in the Modesto City School District, 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 Empire, W. Empire, Root, Goodwin and that portion of W. Waterford in the Modesto City School District, 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 McHenry, Prescott and that portion of W. Riverbank precinct in the Modesto City School District, have been consolidated and established into Special Consolidated Election Precinct No. 36.

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 (1-2-4)

Polling Place, 102 Olive Avenue, Utterback Garage

PRECINCT BOARD

Inspector	Mrs. Ada Dallas Carroll	130 College Ave.
Judge	Mrs. Rebecca Huls	136 College Ave.
Clerk	Mrs. Marguerite Coughlin	131 Orange Ave.
Clerk	Charles A. Collett	204 Virginia Ave.

Special Consolidated Election Precinct No. 2 (3-5)

Polling Place, Utter Garage, 403 Stoddard Avenue

PRECINCT BOARD

Inspector	Mrs. Bessie M. Case	212 Elmwood Court
Judge	Mrs. Sarah A. Jessen	417 Hackberry Ave.
Clerk	Mrs. Myrtle A. Thompson	414 Park Ave.
Clerk	Mrs. Margaret M. Epperson	211 W. Morris Ave.

Special Consolidated Election Precinct No. 3 (6-7-8)

Polling Place Switzer Garage, 114 Modesto Ave.

PRECINCT BOARD

Inspector	Mrs. Hazel Pederson	126 Lee St.
Judge	Jacqueline E. Foret	118 Modesto Ave.
Clerk	Mrs. Marian E. Sharp	143 Almond Ave.
Clerk	Mrs. Ruby F. Leydecker	142 Helen Ave.

Special Consolidated Election Precinct No. 4 (9-10-11)

Polling Place, Bridgman Residence, 145 Melrose Ave.

PRECINCT BOARD

Inspector	Oscar Bridgman	145 Melrose Ave.
Judge	Mrs. Dorothy E. Hoskin	541 Auburn St.
Clerk	Mrs. Bessie Cox	126 High St.
Clerk	Mrs. Anna H. Bridgman	145 Melrose Ave.

Special Consolidated Election Precinct No. 5 (12-13-15)

Polling Place, Singleton Garage, 1104 14th St.

PRECINCT BOARD

Inspector	Joseph E. Duckart	1319 10th St.
Judge	Mrs. Metta Mashek	1027 15th St.
Clerk	Miss Myrtle Wooten	1026 14th St.
Clerk	Mrs. Ann Osborne	1207 14th St.

Special Consolidated Election Precinct No. 6 (19-20-21)

Polling Place, Griswold Garage, 509 15th St.

PRECINCT BOARD

Inspector	Mrs. Elizabeth S. Tully,	P. O. Box 712
Judge	Mrs. Grace E. Darling	606 12th St.
Clerk	Mrs. Violet E. Plummer	526 14th St.
Clerk	Miss Rose M. Vaccaro	1021 I St.

Special Consolidated Election Precinct No. 7 (14-16-17)

Polling Place, Spicer Garage, 929 14th Street

PRECINCT BOARD

Inspector	Mrs. Lottie Savercool	714 13th St.
Judge	Mrs. Neva K. Gould	712 12th St.
Clerk	Edward C. Davis	909 14th St.
Clerk	Mrs. Nellie R. Dillard	337 Burney St.

Special Consolidated Election Precinct No. 8 (18-37)

Polling Place, Fire Station #3, 416 Downey Ave.

PRECINCT BOARD

Inspector	Mrs. Matilda M. Condit	305 Bonita
Judge	Mrs. Lorraine Brubaker	115 Kelley St.
Clerk	Mrs. Josephine Satterlee	215 Jennie St.
Clerk	Mrs. Nona Hardin	123 Pleasant St.

Special Consolidated Election Precinct No. 9 (22-23-38)

Polling Place, Cummings Residence, 105 Linden St.

PRECINCT BOARD

Inspector	Mrs. Alice F. Handley	214 Laurel St.
Judge	Mrs. Cecelia M. Cummings	105 Linden St.
Clerk	Mrs. Gertrude F. Boundy	202 Laurel St.
Clerk	Mrs. Anna L. Starr	304 Maze Blvd.

Special Consolidated Election Precinct No. 10 (26-27-32-39)

Polling Place, Sturm Garage, 515 Fifth St.

PRECINCT BOARD

Inspector	Mrs. Ruby C. Sturm	515 Fifth St.
Judge	Mrs. Myrtle M. Julius	521 Fifth St.
Clerk	Mrs. Roberta H. Dutra	821 Sixth St.
Clerk	Mrs. Louise W. Olmstead	702 Fourth St.

Special Consolidated Election Precinct No. 11 (31-41-47)

Polling Place, Griffith Garage, 121 Mariposa Ave.

PRECINCT BOARD

Inspector	Mrs. Amy L. Mitchell	302 Center St.
Judge	Mrs. Wilna J. Graham	209 Roselawn Ave.
Clerk	Mrs. Margaret M. Rasmussen	119 Mariposa Ave.
Clerk	Mrs. Rose H. Olsen	225 Merced Ave.

Special Consolidated Election Precinct No. 12 (28-30-40)

Polling Place, Simek Garage, 1214 Tuolumne Blvd.

PRECINCT BOARD

Inspector	Mrs. Henrietta Masciorini	201 Alturas St.
Judge	Mrs. Gertrude Wilhelm	206 Alturas St.
Clerk	Mrs. Betty L. Bauman	445 Rosedale Ave.
Clerk	Mrs. Ruby R. Fransen	429 Rosedale Ave.

Special Consolidated Election Precinct No. 13 (24-25-29)

Polling Place, Fire Station #2, 629 Second Street

PRECINCT BOARD

Inspector	Mrs. Ina L. Houston	506 Sierra Drive
Judge	Mrs. Mary L. Blistad	121 Fresno Ave.
Clerk	Mrs. Emma S. Putnam	105 Pine St.
Clerk	Mrs. Ann E. Ecker	214 I St.

Special Consolidated Election Precinct No. 14 (43-44)

Polling Place, Cash Garage, 1405 Del Mar Ave.

PRECINCT BOARD

Inspector	Mrs. Audrey A. Laningham	1413 Del Vista
Judge	Mrs. Jackie E. Maloney	1404 Del Mar
Clerk	Mrs. Iva E. Causey	809 Tully St.
Clerk	Mrs. Jane Samuel	1019 Tully St.

Special Consolidated Election Precinct No. 15 (33-42)

Polling Place, Mensinger Garage, 435 N. Olive Ave.

PRECINCT BOARD

Inspector	John Duckart	421 Myrtle Ave.
Judge	Mrs. Rose Fowler	532 N. Olive Ave.
Clerk	Mrs. Irene J. Knudsen	540 Myrtle Ave.
Clerk	Mrs. Josephine Kriese	506 Myrtle Ave.

Special Consolidated Election Precinct No. 16 (34-45)

Polling Place, Stimmel Residence, 821 Coldwell Ave.

PRECINCT BOARD

Inspector	Mrs. Louise A. Crabb	419 Coldwell Ave.
Judge	Mrs. Elizabeth Donkin	431 Coldwell Ave.
Clerk	Mrs. Mary M. Hicken	915 Harvard Ave.
Clerk	Mrs. Jeanette L. Pierrou	923 Harvard Ave.

Special Election Precinct No. 17 (35)

Polling Place, Nelson Garage, 529 High St.

PRECINCT BOARD

Inspector	Mrs. Leonore Goodwin	541 High St.
Judge	Mrs. Florence J. Kirk	607 Chabot Ave.
Clerk	Mrs. Millie M. Frago	631 Duncan Ave.
Clerk	Mrs. Dorothy L. Bradley	507 Duncan Ave.

Special Election Precinct No. 18 (36)

Polling Place, Peters Garage, 502 Ramona Ave.

PRECINCT BOARD

Inspector	Mrs. Laura H. Floyd	514 Auburn St.
Judge	Mrs. Alfreda A. Ballard	115 John Muir Court
Clerk	Mrs. Marjorie H. Brown	130 John Muir Court
Clerk	Mrs. Dorothy E. Rix	1143 Grantland Court

Special Election Precinct No. 19 (46)

Polling Place, Ouderkirk Garage, 902 Tully St.

PRECINCT BOARD

Inspector	Mrs. Ethel M. Ouderkirk	902 Tully St.
Judge	Mrs. Drusilla S. Hall	1144 W. Roseburg Ave.
Clerk	Mrs. Hazel I. Vaughn	P. O. Box 1147
Clerk	Mrs. Bonney R. MacDonald	1221 Mills 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. 20 (Robertson-Franklin-Kerr)

Polling Place, James Marshall School, Sutter St. near South Ave.

PRECINCT BOARD

Inspector	William Kellstrom	502 S. Sunset Blvd.
Judge	Mrs. Signa M. Pedego	603 Colorado Ave.
Clerk	Mrs. Edna Larson	1101 Pelton Ave.
Clerk	Mrs. Ona B. Simi	1314 South Ave.

Special Consolidated Election Precinct No. 21 (Jolliff-Burbank-Huff-Alma)

Polling Place, Burbank-Paradise Fire Station, 1307 Beverly Drive

PRECINCT BOARD

Inspector	Mrs. Ella W. Hopkins	1039 Paradise Ave.
Judge	Mrs. Aileen R. Knipper	1528 Picardy Drive
Clerk	Mrs. Eva L. Samuelson	1002 California Ave.
Clerk	Mrs. Leona B. High	1625 Vernon Ave.

Special Consolidated Election Precinct No. 22 (Paradise-Maze)

Polling Place, Paradise School, Pauline Ave. at California Ave.

PRECINCT BOARD

Inspector	Mrs. Lucille Windus	Rt. 8 Box 1512A
Judge	Mrs. Helene M. Bither	514 Laurel St.
Clerk	Mrs. Monica M. Rotticci	404 Laurel St.
Clerk	Mrs. Verna M. Menzies	Rt. 8 Box 845

Special Consolidated Election Precinct No. 23 (Carmichael-Wood Colony)

Polling Place, Ransom School, Dakota Ave. at Shoemake Ave.

PRECINCT BOARD

Inspector	Mrs. Adeline Harcksen	Rt. 6 Box 1575
Judge	Mrs. Olive M. Carolus	Rt. 3 Box 525
Clerk	Mrs. Hellen M. Cesmat	Rt. 5 Box 724A
Clerk	Mrs. Ruth I. Spenker	Rt. 5 Box 993

Special Consolidated Election Precinct No. 24 (Salida-E. Salida-W. Salida)

Polling Place, Salida Union Elementary School, Salida

PRECINCT BOARD

Inspector	Mrs. Mary E. Wellington	P. O. Box 89, Salida
Judge	Mrs. Edna M. Craig	P. O. Box 1155, Salida
Clerk	Mrs. Alta C. Marasovich	P. O. Box 1167, Salida
Clerk	Mrs. Lois L. Sims	P. O. Box 153, Salida

Special Consolidated Election Precinct No. 25 (Shiloh-Hart)

Polling Place, Shiloh School, Paradise Road near Hart Road

PRECINCT BOARD

Inspector	Mrs. Mary G. Forni	Rt. 3 Box 749
Judge	Mrs. Marjorie E. Beck	Rt. 3 Box 620
Clerk	Mrs. Edmea Bucher	Rt. 8 Box 964
Clerk	Mrs. Mary M. Goncalves	Rt. 8 Box 924a

Special Consolidated Election Precinct No. 26 (Westport-Caswell-Ring-Webb-Shaw)

Polling Place, Bret Hart School, Glenn Ave. at Frazier Ave.

PRECINCT BOARD

Inspector	Mrs. Ella P. Austin	530 Butte Ave.
Judge	Mrs. Agnes A. Bozarth	Rt. 4 Box 2356
Clerk	Mrs. Mae McKibben	Rt. 4 Box 2115
Clerk	Mrs. Melva Mitchell	1730 Las Vegas St.

Special Consolidated Election Precinct No. 27 (Judd-Page-Foitt)

Polling Place, Birdwell Garage, 1327 Santa Fe

PRECINCT BOARD

Inspector	Mrs. Ethel B. Harper	1334 Alamo St.
Judge	Mrs. Mattie Jones	131 Rio Grande Ave.
Clerk	Mrs. Pearl M. Leventon	202 Rio Grande Ave.
Clerk	Mrs. Evelyn M. King	525 Rio Grande Ave.

Special Consolidated Election Precinct No. 28 (Fair-Fox-Dunn)

Polling Place, Tuolumne School, Herndon Avenue

PRECINCT BOARD

Inspector	Mrs. Eunice A. Sorensen	Rt. 7 Box 1834
Judge	Mrs. Pearl E. Ryder	Rt. 7 Box 1884
Clerk	Mrs. Hedvig E. Tatting	Rt. 7 Box 1844
Clerk	Mrs. Margaret A. Andrews	Rt. 7 Box 1826

Special Consolidated Election Precinct No. 29 (Benson-Spenker-Fields-Beard-Ladd)

Polling Place, Merritt Garage, 102 S. Santa Rose Ave.

PRECINCT BOARD

Inspector	Mrs. Anna C. Heath	331 Santa Rita Ave.
Judge	Mrs. Ora U. Merritt	102 S. Santa Rosa Ave.
Clerk	Mrs. Erma Hansbrough	260 S. Santa Rosa
Clerk	Mrs. Dorothy E. Bayless	740 Empire Ave.

Special Consolidated Election Precinct No. 30 (Wilson-Gum-Ada-Pike)

Polling Place, Wilson School, Escuelita Bet Los Palmas & Santa Ana Ave.

PRECINCT BOARD

Inspector	Anthony B. Brandi	323 Santa Barbara Ave.
Judge	Mrs. Lelah Graves	306 Rosina Ave.
Clerk	Mrs. D. Florence Feden	301 Camelia Way
Clerk	Mrs. Marie M. Neri	309 Santa Barbara Ave.

Special Consolidated Election Precinct No. 31 (Laurel Lodge-Hunt-Ella-Joe-May)

Polling Place, Phoenix Garage, 239 San Juan Drive

PRECINCT BOARD

Inspector	Mrs. Della Finnegan	2005 Dora Ave.
Judge	Mrs. Doris L. Givens	2012 Dora Ave.
Clerk	Mrs. Vinita F. Dieu	Rt. 7 Box 496
Clerk	Mrs. Isabel M. Heimann	Rt. 7 Box 663

Special Consolidated Election Precinct No. 32 (Mensinger-High-Earl-Ford)

Polling Place, Hilton Garage, 100 Palm Ave.

PRECINCT BOARD

Inspector	Anton W. Hanneman	901 Sycamore Ave.
Judge	Mrs. Mary H. Ashmun	229 Mensinger Ave.
Clerk	Mrs. Margery L. Hollandsworth	439 Baldwin Ave.
Clerk	Mrs. Helen G. Shull	1324 Enslin Ave.

Special Consolidated Election Precinct No. 33 (Bom-Eva-Sylva-Vet-Ira)

Polling Place, Sylvan Club House, Sylvan Ave. at McHenry Ave.

PRECINCT BOARD

Inspector	Fred J. Marshall	Rt. 6 Box 1468
Judge	Mrs. Rose Baggett	1508 McHenry Ave.
Clerk	Mrs. Gladys Reed	Rt. 6 Box 1429
Clerk	Mrs. Evelyn Layman	1528 Florida Ave.

Special Consolidated Election Precinct No. 34 (Coffee-Claus*-Stanislaus)

Polling Place, Dry Creek Clubhouse, Scenic Drive

PRECINCT BOARD

Inspector	Mrs. Astrid Petersen	Rt. 1 Box 1030
Judge	Mrs. Ruth M. Pantel	Rt. 2 Box 255
Clerk	Mrs. Blanche W. Allen	Rt. 2, Box 749
Clerk	Mrs. Hersilia B. Coffee	Rt. 2, Box 599

Special Consolidated Election Precinct No. 35 (Empire W. Empire-Root-Goodwin
W. Waterford*)

Polling Place, Empire Union School, Empire

PRECINCT BOARD

Inspector	Mrs. Hazel E. Wingerd	P. O. Box 615
Judge	Mrs. Grace L. Reager	P. O. Box 37
Clerk	Mrs. Hannah Frances Glick	P. O. Box 6
Clerk	Mrs. Clarice P. Peikert	Rt. 1 Box 700

Special Consolidated Election Precinct No. 36 (McHenry-W. Riverbank*-Prescott)

Polling Place, Stanislaus School, Old Sonora Highway near Prescott Road

PRECINCT BOARD

Inspector	Mrs. Mary A. Spyres	Rt. 6 Box 1515
Judge	Mrs. Gladys DeWees	Rt. 6 Box 1493B
Clerk	Mrs. Katherine L. Kline	Rt. 2 Box 793
Clerk	Mrs. Esther W. Burchelli	Rt. 6 Box 1500

*Only portion of precinct is located in the Modesto City School District.

PASSED AND ADOPTED this 18th day of February, 1953 by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,104-N.S.

A RESOLUTION AUTHORIZING THE DESTRUCTION OF CERTAIN CITY RECORDS

---oOo---

WHEREAS, Section 34090 of the Government Code authorizes the legislative body of any City to adopt a resolution approving the destruction of certain city records, upon the written consent of the City Attorney and the head of the City Department concerned, and

WHEREAS, the Director of Finance has requested the destruction of the hereinafter described records, and

WHEREAS, the City Attorney has consented in writing to the destruction of said records as being authorized by law, and

WHEREAS, said records are no longer required and serve no useful purpose,

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

That the Director of Finance be and he is hereby granted permission to destroy any or all of the following records, all dated prior to June 30th, 1947:

1. Cancelled City of Modesto general warrants
2. Cancelled City of Modesto payroll warrants
3. Paid vouchers
4. City of Modesto Mill License receipts and reports
5. Tax receipts
6. Water receipts
7. Plumbing and electrical permits and receipts
8. Business licenses, applications, and receipts
9. Golf receipts
10. Garbage collection receipts
11. Personal property assessment sheets
12. Real property assessment sheets

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 18th day of February, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,105-N.S.

A RESOLUTION CONTRIBUTING FUNDS TO THE CITY OF PETALUMA FOR THE PURPOSE OF DETERMINING THE POWERS OF CALIFORNIA CITIES TO REQUIRE A FRANCHISE FROM THE PACIFIC TELEPHONE AND TELEGRAPH COMPANY

---oOo---

WHEREAS, the City of Petaluma instituted an action against the Pacific Telephone and Telegraph Company to compell said company to secure a franchise from said city; and

WHEREAS, said case was decided adversely to said city in the trial court and an appeal from said trial court's decision has been taken; and

WHEREAS, the legal points involved in said case are complex and far-reaching, and if decided adversely to said City may be detrimental to the best interests of the City of Modesto, and if decided favorably to said city may be very beneficial to the City of Modesto; and

WHEREAS, because of the complexity of the legal problems involved, it is deemed advisable to employ an expert in the field of franchise law to prepare briefs and present oral argument before the appellate courts; and

WHEREAS, the City of Modesto may employ any person for the purpose of furnishing to the city special legal services if such persons are especially trained and experience and competent to perform the special services required and may jointly exercise such power with other cities pursuant to the provisions of Government Code Sections 53060 and 6500-6513; and

WHEREAS, Stephen B. Robinson is an outstanding expert in the field of franchise law and is well qualified to prepare said briefs and present said argument; and

WHEREAS, the City of Modesto desires to join with other cities in the State of California to employ Stephen B. Robinson for the purpose hereinabove set forth;

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

SECTION 1. The sum of ONE HUNDRED and no/100ths (\$100.00) DOLLARS is hereby contributed to the City of Petaluma for the purpose of employing Stephen B. Robinson to prepare opening and reply briefs and present oral argument before the appellate courts of this state in City of Petaluma v. Pacific Telephone and Telegraph Corporation, 3 Civ. 8357, District Court of Appeal, Third District.

SECTION 2. The City of Petaluma shall:

(a) Employ Stephen B. Robinson for said purpose and execute such employment agreement as may be necessary;

(b) Upon termination of such employment, report all receipts and disbursements in connection with such employment to the City of Modesto; and

(c) Upon conclusion of all proceedings in the appellate courts of this state of said case, return to the City of Modesto any surplus money on hand in proportion to the City of Modesto's contribution to the fund for such employment.

SECTION 3. The City of Modesto shall not be liable in connection with the employment of Stephen B. Robinson for the preparation of briefs and the presentation of oral argument in City of Petaluma v. Pacific Telephone and Telegraph Corporation, 3 Civ. 8357, District Court of Appeal, Third District, for any sum in excess of the contribution provided herein by Section 1 of this resolution.

SECTION 4. This resolution shall take effect February 18, 1953, but shall not become operative until the City of Modesto is notified in writing by the city clerk of Petaluma that the city council of Petaluma has employed Stephen B. Robinson to prepare briefs and present oral argument in City of Petaluma v. Pacific Telephone and Telegraph Corporation, 3 Civ. 8357, District Court of Appeal, Third District, and has agreed by resolution to the terms of Section 2 of this resolution.

SECTION 5. The city clerk shall certify to the adoption of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 18th day of February, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,106, N.S.

A RESOLUTION REQUESTING THE COOPERATION AND ASSISTANCE OF LOCAL ORGANIZATIONS IN ACCOMPLISHING THE PROPOSED PROGRAM FOR THE IMPROVEMENT OF THE SEWAGE AND INDUSTRIAL WASTES DISPOSAL FACILITIES OF THE CITY OF MODESTO

---oOo---

WHEREAS, the City of Modesto has for many years been faced with the problem of providing adequate disposal of its sewage and industrial wastes, and

WHEREAS, additional improvements must be made in order to meet the requirements of the Regional Water Pollution Control Board for the Tuolumne River, and

WHEREAS, the State Fish and Game Department of the State of California has an injunction and nuisance suit pending against the city and local industries for improperly polluting the Tuolumne River, and

WHEREAS, the engineering staff of the City of Modesto, in conjunction with consulting engineers, has developed a program which will assure the solution of the sewage and industrial wastes disposal problem of the City of Modesto for many years and eliminate the perpetual threat which the present inadequate facilities represent to the economy of the entire area, and

WHEREAS, said program, as proposed by the city engineering staff and consultants, has been considered and reviewed by an independent Engineering Review Board which has approved and recommended the program with certain amendments, and

WHEREAS, on February 18, 1953, the Council of the City of Modesto approved the program, as presented by its staff and consulting engineers and as amplified by the Engineering Review Board, and called an election to be held on April 14, 1953, to present to the people of the City of Modesto for approval the authorization of bonds in the amount of \$2,450,000 for the enlargement and expansion of the sewage and industrial wastes disposal system of the City of Modesto, and

WHEREAS, the Council finds and declares that the accomplishment of this proposed program is critically urgent and necessary to assure the economic stability and the health and general welfare of the community,

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

1. That the Council urges each civic, service, social, religious, fraternal, labor, business, industrial, and other community organization to familiarize itself with the proposed program and to assist in explaining to all the people the urgent need for the proposed improvements and their importance to the welfare and the future of this community.

2. That after each of said organizations has familiarized itself with the proposed program and its importance to the community it is urged to consider the adoption of a resolution endorsing and actively supporting the program.

3. That a copy of this resolution be transmitted to each of the aforesaid organizations with a letter of transmittal from the Mayor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of February, 1953, by Councilman Mellis, who moved its adoption and passage, which motion being duly seconded by Councilman R. Adams, was upon roll call carried by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,107-N.S.

A RESOLUTION COMMENDING THE MEMBERS OF THE ENGINEERING REVIEW BOARD

---oOo---

WHEREAS, Lawrence Adams, Frank J. Rossi, Fred M. Johnson and Richard Kennedy have acted as an Engineering Review Board to check the program for disposal of sewage and industrial wastes for the City of Modesto, and

WHEREAS, it would have been impossible for the City of Modesto to have this program to the point that it is now if it had not been for the hard work done by this Board.

NOW THEREFORE BE IT RESOLVED that the members of the Engineering Review Board be commended for their excellent work in meeting an almost impossible schedule, and for their service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of February, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,108-N.S.

A RESOLUTION AUTHORIZING THE CLERK TO CALL FOR BIDS IN THE CONSTRUCTION OF A FOUNDATION AT THE MODESTO MUNICIPAL AIRPORT

---oOo---

BE IT HEREBY RESOLVED that the City Clerk be authorized to call for bids for the furnishing of all materials, labor, tools and equipment and doing all the work involved in the construction of a concrete foundation for a 10 unit Ideco Hangar at the Modesto Municipal Airport, said bids to be opened at the office of the City Clerk not later than 2:00 P.M. on Monday, March 16, 1953.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of February, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution was adopted by the following vote:

- Ayes: Councilmen: M. Adams, R. Adams, Arata, Annan, Mellis, Merrill and Mayor Marks
- Noes: Councilmen: None
- Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,109-N.S.

A RESOLUTION AUTHORIZING FINAL PAYMENT TO ATLAS PIPE COMPANY FOR THE CONSTRUCTION OF A SANITARY SEWER ON LEONARD AVENUE

---oOo---

BE IT HEREBY RESOLVED that final payment of \$2,128.10 be authorized to the Atlas Pipe Company for the construction of a sanitary sewer on Leonard Avenue, as the 35 day lien period required by the contract has expired and no claims have been filed against the contractor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of February, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution was adopted by the following vote:

- Ayes: Councilmen: M. Adams, R. Adams, Arata, Annan, Mellis, Merrill and Mayor Marks
- Noes: Councilmen: None
- Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,110-N.S.

A RESOLUTION AUTHORIZING THE REFUND OF \$1,775.00 TO MARY E. SANDERS OF THE CASH BOND POSTED FOR THE IMPROVEMENT OF CAMPUS TRACT #2

---oOo---

BE IT HEREBY RESOLVED that a refund of \$1,775.00 of the cash bond posted by Mary E. Sanders for the improvement of Campus Tract #2 be authorized since a portion of the remaining work has been completed to the satisfaction of the City Engineer.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of February, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, it was upon roll call carried, by the following vote:

- Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
- Noes: Councilmen: None
- Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,111-N.S.

A RESOLUTION ACCEPTING CONTRACT FROM ATLAS PIPE COMPANY ON CONSTRUCTION OF SANITARY TRUNK LINE ON EMERALD AVENUE AND MAZE BOULEVARD

---oOo---

BE IT HEREBY RESOLVED that the contract for the construction of a sanitary sewer trunk line on Emerald Avenue and Maze Boulevard be accepted from the Atlas Pipe Company, that a notice of completion be filed with the Recorder of Stanislaus County, progress payment of \$1,512.90 be authorized and that receipt of certified check in the amount of \$200, which was posted by the company for the completion of the resurfacing of a portion of Emerald Avenue is hereby acknowledged.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,112-N.S.

A RESOLUTION WAIVING THE CIRCUS LICENSE FEE FOR THE SHRINE CIRCUS

---oOo---

BE IT HEREBY RESOLVED that the circus license fee required by Ordinance No. 750-N.S. be waived on the circus to be held on June 26-27, 1953 under the auspices of the Stanislaus Shrine Club of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of March, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman R. Adams, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,113-N.S.

A RESOLUTION ACCEPTING THE BIDS OF MOTORCYCLES AND REJECTING BIDS ON CHEVROLET (PADDY WAGON) OF THE POLICE DEPARTMENT

---oOo---

BE IT HEREBY RESOLVED that the bids of Leonard Andres of \$175. for a 1947 Harley Davidson Motorcycle and \$215. for a 1948 Harley Davidson motorcycle be accepted; and

BE IT RESOLVED that the bid of A. Fergoda of \$178.56 be accepted for a 1947 Harley Davidson motorcycle, and

BE IT RESOLVED that all bids for the 1946 panel Chevrolet (Paddy Wagon) be rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of March, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,114-N.S.

A RESOLUTION RELOCATING A LOADING ZONE ON THE NORTH SIDE OF "J" STREET BETWEEN TENTH AND ELEVENTH STREETS IN THE CITY OF MODESTO.

---oOo---

BE IT RESOLVED by the Council of the City of Modesto that the loading zone presently existing on the north side of "J" Street, between Tenth and Eleventh Streets in the City of Modesto, beginning forty-six and one-half (46½') feet from the property line on the east side of Tenth Street and ending seventy-six feet (76') from the property line on the east side of Tenth Street be relocated as follows:

Along the north side of "J" Street from a point beginning sixty-eight and one-half feet from the property line on the east side of Tenth Street and ending ninety-six and one-half feet from the property line on the east side of Tenth Street. (68½' - 96½')

BE IT FURTHER RESOLVED that the Director of Public Works be, and he is hereby directed to cause the parking meter located on the north side of "J" Street seventy-seven and one-half (77½') feet from the property line on the east side of Tenth Street to be moved to a point on the north side of "J" Street forty-eight and one-half (48½') feet from the property line on the east side of Tenth Street.

BE IT FURTHER RESOLVED that the Director of Public Works be, and he is hereby directed to cause the above described location to be marked and posted in accordance with the provisions of this resolution and the applicable laws of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 4th day of March, 1953, by Councilman Merrill, 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: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,115-N.S.

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF DEEDS ON LAND TO BE USED FOR STREET PURPOSES BY THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that deeds be accepted, on land to be used for the eventual widening of College Avenue, the widening of the streets between College Avenue and Notre Dame Avenue, and the extension of Carla Avenue, west to an intersection with the street, from the following property owners:

Leo J. Ring, James F. Ring, Mary E. Ring, Phyllis Lagomarsino, Margaret Ferrarese, Dolores Blagen and Virginia Redding

Harry R. Hardman and Beulah Hardman, husband and wife

Sophia Petrakis, a widow

Earl Dewey Blakely and Helen I. Blakely, abandonment of homestead

BE IT FURTHER RESOLVED that the City Clerk be and he is hereby directed to record

said deeds 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 4th day of March, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,116-N.S.

RESOLUTION EXTENDING TIME

---oOo---

RESOLVED by the Council of the City of Modesto that the time of Standard Materials, Incorporated to complete the work and improvements described in Resolution of Intention No. 9903-N.S. of the Council for the work and improvement in Improvement District No. 1 be and it is hereby extended sixty (60) days from the 28th day of February, 1953 to and including the 28th day of April, 1953.

.

I HEREBY CERTIFY that the foregoing Resolution was regularly and duly adopted by the City Council of the City of Modesto, County of Stanislaus, State of California, at a regular meeting thereof, held on the 4th day of March, 1953, by the following vote, to-wit:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,117-N.S.

A RESOLUTION APPROVING THE APPROPRIATION TRANSFER OF \$515.00 FROM THE GENERAL RESERVE TO THE RECREATION DEPARTMENT

---oOo---

BE IT HEREBY RESOLVED that the appropriation transfer of \$515.00 be approved from the General Reserve to the Recreation Department.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of March, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Merrill, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,118-N.S.

A RESOLUTION AMENDING RESOLUTION NO. 9906-N.S. ENTITLED: "A RESOLUTION ESTABLISHING SALARY SCHEDULES, CLASSES OF POSITIONS, AND FIXING THE COMPENSATION OF OFFICERS AND EMPLOYEES IN THE CITY SERVICE"

---oOo---

WHEREAS the Council of the City of Modesto adopted Resolution No. 9906-N.S., entitled: "A RESOLUTION ESTABLISHING SALARY SCHEDULES, CLASSES OF POSITIONS AND FIXING THE COMPENSATION OF OFFICERS AND EMPLOYEES IN THE CITY SERVICE", on July 23, 1952, and

WHEREAS it is the desire of the Council to create a new position and to establish a salary range commensurate with the duties of the position to be determined by the City Manager but not to exceed Range No. 12.

NOW THEREFORE BE IT RESOLVED that said Resolution No. 9906-N.S. be and it is hereby amended as follows:

1-CLASSIFIED SERVICE

<u>Position</u>	<u>Range No.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
Policewoman	12	\$281	295	310	325	341

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of March, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,119-N.S.

A RESOLUTION EXTENDING THE FINAL DATE FOR THE INSTALLATION OF TAXIMETERS IN TAXICABS OPERATING IN THE CITY OF MODESTO TO MAY 15, 1953

---oOo---

WHEREAS, Resolution No. 10,073-N.S. of the City of Modesto established March 15, 1953 as the final date for the installation for taximeters in taxicabs operating in the City of Modesto, and

WHEREAS, the Council has been advised that delivery of taximeters cannot be obtained by March 15, 1953,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the final date for the installation of taximeters in taxicabs operating in the City of Modesto be, and it is hereby extended to May 15, 1953.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of March, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,120-N.S.

A RESOLUTION AUTHORIZING THE COMMENCEMENT OF THE OPERATION OF THE FULL TRAFFIC CONTROL SIGNAL SYSTEMS AND HIGHWAY LIGHTING AT THE INTERSECTIONS OF MORRIS AVENUE WITH STATE HIGHWAY ROUTE 109 (McHENRY AVENUE) IN THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that the Director of Public Works be and he is hereby authorized to commence the operation of the full traffic control signal system and highway lighting at the intersections of Morris Avenue with State Highway Route 109 (McHenry Avenue) in the City of Modesto as of March 12, 1953.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of March, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman M. Adams, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,121-N.S.

A RESOLUTION ACCEPTING CERTIFICATION OF NAMES FOR THE APRIL 14, 1953 ELECTION

---oOo---

WHEREAS, the City Clerk of the City of Modesto has certified to the City Council that the following individuals have properly qualified to be placed on the ballot in the forthcoming Municipal Election to be held April 14, 1953, for the offices of Councilman and Members of the Board of Education,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that at the election to be held in the City of Modesto and in the Modesto City School District on April 14, 1953 there shall appear upon the ballot as candidates for the various offices as indicated the following named persons:

For Councilman (Three to be elected, each to serve for a full four year term)

- Merrill L. Adams
- Robert W. Adams
- David L. Arata
- Hayden L. Logan

For Member of Board of Education (Two to be elected, each to serve for a full four year term)

- Ian W. Hardie
- Karl M. Roth
- Esther B. Brack
- Raleigh B. Green

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 11th day of March, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,122-N.S.

A RESOLUTION COMMENDING THE UNSELFISH SERVICE GIVEN TO THE PEOPLE OF THE CITY OF MODESTO BY FORMER FIRE CHIEF GEORGE E. WALLACE

---oOo---

WHEREAS, George E. Wallace, former fire chief of the City of Modesto, an esteemed and well liked citizen of the city has been called by death, and

WHEREAS, George E. Wallace was associated with the City of Modesto for a period of forty years, first as a fireman and for 39 years as Chief of the Fire Department, and

WHEREAS, the growth and development of the present fire department can be attributed to his untiring effort,

NOW THEREFORE BE IT RESOLVED that the City Council does by these presents make formal record of the loss to the City of Modesto and its citizens of an outstanding man, a conscientious worker and a faithful friend, and

BE IT FURTHER RESOLVED that this Council does further extend to his sorrowing family the deep sympathy of its members and that a copy of this resolution be sent to the family of the late George E. Wallace.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of March, 1953 By Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Mellis, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,123-N.S.

A RESOLUTION ACCEPTING BID OF M. J. RUDDY & SON FOR THE CONSTRUCTION OF A CONCRETE FOUNDATION FOR A 10 UNIT IDECO HANGAR AT THE MUNICIPAL AIRPORT

---oOo---

BE IT HEREBY RESOLVED that the bid of \$3600.00 of M. J. Ruddy & Son for the construction of a concrete foundation for a 10 unit Ideco hangar at the Municipal Airport be and it is hereby accepted, as it is the lowest and best bid received.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,124-N.S.

A RESOLUTION APPROVING THE FINAL MAP OF CAMPUS TRACT #5 OF THE CITY OF MODESTO

---oOo---

WHEREAS, Robert P. Bomberger and Muriel F. Bomberger are possessed of a tract of land, situated in the City of Modesto, County of Stanislaus, consisting of approximately 17 acres of land, known as Campus Tract #5, and

WHEREAS, a tentative map of said subdivision was approved by the City Planning Commission on the 3rd day of March, 1953, and

WHEREAS, the final map of said subdivision was approved by the Secretary of the City Planning Commission on March 18, 1953, and

WHEREAS, the City Engineer of the City of Modesto certified that the final map of said Campus Tract #5 meets all the provisions of the California Subdivision Map Act and the City Subdivision Ordinance and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED that said final map of Campus Tract #5 be approved and the streets and alleys and easements as shown thereon within the boundaries of said subdivision be accepted on behalf of the public for public use and that the City Clerk be and he is hereby authorized to certify the map of said subdivision on behalf of the City of Modesto after the fees in the amount of \$1,231.60, as required by Ordinance No. 1041-N.S. for checking, copies of maps, recording, and parks and playgrounds have been paid and that subdivider has furnished a bond acceptable to the City Attorney.

BE IT FURTHER RESOLVED that the bond in amount of \$32,000. be furnished in connection with the improvement required in said subdivision and that the City Manager be authorized to execute an agreement with subdivider as required by section 6.5 of Ordinance No. 1041-N.S.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman M. Adams, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: R. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,125-NS.

A RESOLUTION GRANTING PERMIT TO THE MODESTO MINISTERIAL ASSOCIATION TO USE MANCINI BOWL IN GRACEADA PARK FOR EASTER SUNRISE SERVICES on April 5, 1953

---oOo---

WHEREAS, the Modesto Ministerial Association has filed a request with the Council for the use of the Mancini Bowl in Graceada Park for Easter Sunrise Services, April 5, 1953, in which all denominations participate,

NOW THEREFORE BE IT RESOLVED that permit be granted to the said applicant to hold Easter Sunrise Services in the Mancini Bowl in Graceada Park, on April 5, 1953.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,126-NS.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ESTABLISH INTERIM REGULATIONS GOVERNING ADMINISTRATION OF OVERTIME WORK AND COMPENSATION THEREFOR

---oOo---

WHEREAS the effective accomplishment of the work assigned to city employees occasionally requires that they work in excess of the established work week for their departments, and

WHEREAS the existing Civil Service Rules and Regulations contain no provisions governing the administration of overtime work or compensation therefor,

NOW THEREFORE BE IT RESOLVED that, pending revision of said Rules and Regulations to include policies and rules governing administration of overtime work, the City Manager be and is hereby authorized to establish and issue in writing such interim supplementary regulations as are in his judgment necessary to govern the authorization and compensation for overtime work.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,127-N.S.

A RESOLUTION AUTHORIZING TRANSFER OF FUND TO PROVIDE FUND FOR CONTRACT OBLIGATIONS FOR PROFESSIONAL AND CONSULTANT SERVICES

---oOo---

BE IT HEREBY RESOLVED that an appropriation transfer of \$3500.00 from the General Reserve Fund to the Public Works Dept. for professional and consultant services relating to the sewer bond issue, be approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,128-N.S.

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

---oOo---

WHEREAS, a petition has been filed 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:

That portion of Lots 2, 3, 17, 18 and 19 of Weil Colony, according to the map thereof filed in Volume 3 of Maps at Page 37, Stanislaus County Records, and more particularly described as follows:

Beginning at a Northeasterly corner of the existing City limits of the City of Modesto, as the intersection of the East line of Carlton Avenue and the South line of the forty foot road known as Granger Avenue; thence Northerly along the East line of said Carlton Avenue extended, which is also the West line of the above mentioned Lot 3 of Weil Colony, according to the Map or Plat of Roosevelt Center on file in the office of the County Recorder of Stanislaus County, California, twenty feet to the center line of Granger Avenue; thence Easterly along the center line of Granger Avenue to a point thirty feet, more or less, East of the Northwest corner of said Lot 2 of Weil Colony; thence Southerly along a line thirty feet, more or less, East of and parallel to the West line of Lots 2 and 19 of Weil Colony which is the East right-of-way line of the Tidewater Southern Railroad and continuing South on this same line to the North line of Orangeburg Avenue; thence Westerly along said North line of Orangeburg Avenue 30 feet, more or less; thence southerly at right angles to Orangeburg Avenue 40 feet; thence Westerly along the South line of Orangeburg Avenue to the existing City limit line of the City of Modesto; thence Westerly and northerly along the existing limits of the City of Modesto to the point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1953, by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,129-N.S.

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A REQUEST FOR CONSENT TO ANNEX CERTAIN INHABITED TERRITORY TO THE CITY OF MODESTO

WHEREAS, a request has been filed by certain persons residing therein, stating that they desire to commence proceedings to annex certain inhabited territory to the City of Modesto, which territory is more specifically described hereinafter, and

WHEREAS, it appears that said territory is subdivided and contiguous to the City of Modesto, and

WHEREAS, the Council of the City of Modesto cannot consent to the commencement of proceedings to annex subdivided territory to the City until it has received a report or recommendation from the Modesto City Planning Commission,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said request for consent to commence proceedings to annex the following described inhabited territory be referred to the Modesto City Planning Commission for its report or recommendation. The territory referred to is situated in the County of Stanislaus, State of California, and more particularly described as follows;

FREMONT ADDITION:

All that certain real property situate in the County of Stanislaus, State of California, being a portion of the Southwest quarter of Section 17 and a portion of the Northwest quarter of the Northwest quarter of Section 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, particularly described as follows:

Beginning at a point on the corporate limits of the City of Modesto, said point being on the center line of Orangeburg Avenue and 20 feet east of the section line common to Sections 19 and 20; thence Northerly along a line 20 feet at right angles East of and parallel to said section line common to Sections 19 and 20, on the east side of Tully Avenue to its intersection with the North line of the Modesto Irrigation District Lateral No. 3 and the South line of Briggsmore Avenue as shown on the Map of the Woodman Tract as filed in Volume 16 of Maps at Page 6, Stanislaus County Records; thence easterly along said North line of Modesto Irrigation District Lateral No. 3 to its intersection with the West line of lot 16 of the Fresno Tract as shown on the map filed in Volume 1 of Maps at Page 76, Stanislaus County Records; thence Northerly along said West line of Lot 16 to the North line of the 40 foot road known as Briggsmore Avenue; thence Easterly along the North line of Briggsmore Avenue to its intersection with the West line of lot 12 of the Fresno Tract; thence Southerly along the West line of lot 12 and the West line of lot 11 of said Fresno Tract, the west line of lot 11 also being the West line of the Cloverfield Tract as filed in Volume 17 of Maps at Page 33, Stanislaus County Records, to a point on the South line of a 40 foot road known as Granger Avenue and the existing corporate limits of the City of Modesto, said point being on the North line of Roosevelt Center, as filed in Volume 17 of maps, at Page 12, Stanislaus County Records; thence Westerly along said City limits to the center line of College Avenue and the west line of said Roosevelt Center; thence southerly along the City limits on said center line of College Avenue to the center line of Orangeburg Avenue; thence continuing on the city limits westerly along said center line of Orangeburg Avenue to the point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,130-N.S. (NUMBER WAS NOT USED)

RESOLUTION NO. 10,131-N.S.

A RESOLUTION OF THE CITY OF MODESTO OPPOSING THE PASSAGE OF LEGISLATION CHANGING THE FORMULA FOR DISTRIBUTING FINES AND FORFEITURES RECEIVED BY MUNICIPAL AND JUSTICE COURTS

---oOo---

WHEREAS, there has been introduced in the 1953 General Session of the Legislature of the State of California various bills proposing to change the formula for the distribution of fines and forfeitures received by Municipal and Justice Courts, and

WHEREAS, Senate Bill 1100, introduced by Senators Regan, Hulse, Ward, Collier and Powers, provides that all fines and forfeitures, including Vehicle Code fines, first be used to pay all costs (other than capital outlay) of Municipal and Justice Courts, and the balance, if any, be distributed to Counties and Cities in proportion to the fines and forfeitures which result from arrests by State and County Officers on the one hand, and City Officers on the other, and

WHEREAS, Senate Bill 1100 has been set for hearing by the Senate Judiciary Committee on Monday, March 30, at 10:00 A.M., and

WHEREAS, this legislation proposes a drastic change in the present system of allocating fines and forfeitures which, if enacted, would deprive Cities of approximately \$7,000,000 a year and turn it over to the Counties for support of Municipal and Justice Courts, and

WHEREAS, at the time of the sponsorship and presentation of the Constitutional

Amendment to revise the Inferior Court organization of the State of California, the proponents of the Constitutional Amendment assured the Cities that no change would be made in the then existing allocation of fines and forfeitures to the detriment of City taxpayers, and

WHEREAS, the Cities of California withheld their opposition to the proposed reorganization on the basis of this promise and on the assurance that the operation of the Courts would be more economical and efficient under the proposed revised organization, and

WHEREAS, the Court Reorganization Program has been in operation in most areas for a period just in excess of one year, and in others it has just gotten underway, and

WHEREAS, the operation of the Courts under the revised Constitutional Amendment, instead of resulting in increased efficiency and promised economy, has resulted in a fantastic increase in the costs of operation of Inferior Courts through no fault or responsibility of the Cities, which costs it is now proposed to be shifted from the Counties to the Cities, and

WHEREAS, the proposed legislation ignores the assurance given the Cities regarding the distribution of fines when the Court Reorganization Program was being debated, and

WHEREAS, City taxpayers are already paying at least their full share of the County costs of maintaining the Inferior Courts since City taxpayers pay a generous portion of taxes to the County General Funds, and

WHEREAS, the operation of the Courts is properly a County function and should be supported by the County General Fund, and

WHEREAS, the proposal that the costs of the operation of the Inferior Courts be financed from fines and forfeitures is contrary to public policy and violates the fundamental American principle that the courts are operated for the administration of justice and the amount of the fine should have absolutely no relation to the costs of operating the court, and should be independent of revenue resulting from the administration of justice, which principle is illustrated by the provisions of the Vehicle Code which prevent the use of fines and forfeitures for the paying of any court expenses, and

WHEREAS, the fines and forfeitures arise almost entirely from criminal jurisdiction and from arrests made largely by City Police Officers, and thus there is no justification for not considering the costs of law enforcement in allocating such funds, and

WHEREAS, the proposed legislation to revise the formula for distribution of fines and forfeitures is inequitable and discriminatory against City taxpayers, and

WHEREAS, insufficient experience has been gained under the Court Reorganization Program to justify such a drastic change of the allocation formula at this time without further experience and intensive study of the facts and circumstances involved,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it vigorously opposes the adoption of any of the current bills proposing to

change the formula for distributing fines and forfeitures received by the Municipal and Justice Courts, including specifically Senate Bill 1100, until such times as future experience and study justifies consideration of such action.

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the members of the Senate Judiciary Committee, Senator Donnelly, and Assemblyman Ralph Brown.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of March, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,132-N.S.

A RESOLUTION DECLARING THE INTENTION OF THE CITY OF MODESTO TO SELL CERTAIN REAL PROPERTY BELONGING TO THE CITY

---oOo---

WHEREAS, the following described real property, situate in the City of Modesto, County of Stanislaus, State of California, to-wit:

Lots Nine (9), Ten (10), Eleven (11) and Twelve (12), in Block 588 of the City of Modesto, according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County, California, on December 21, 1942, in Volume 15 of Maps

is the property of the City of Modesto, and

WHEREAS, said real property will not, at the time of delivery of title or possession, be needed for city purposes; and

WHEREAS, the City Council intends, and hereby declares its intention to sell and convey for cash, all its right, title and interest in and to said real property hereinabove described,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it will, on the 22nd day of April, 1953, in the Council Chambers of the City Hall, 717 - 10th Street, Modesto, California, in public meeting, at the hour of 8:30 P.M. receive and consider sealed proposals to purchase said hereinabove described parcel of real property, and

BE IT FURTHER RESOLVED that no commission shall be paid on the sale to any licensed real estate broker by the City, and

BE IT FURTHER RESOLVED that at said time and place all sealed proposals which have been received shall, in public session, be opened, examined and declared by this Council, and that at said time and place this Council will sell to the highest responsible bidder said hereinbefore described real property; provided, however, that if upon a call for oral bidding in said session, any responsible person will offer to purchase said property upon the terms and conditions specified in this resolution for a purchase price exceeding by at least five (5%) per cent the highest of said written proposals submitted to this Council, then the highest of any of the oral bids which shall be made by any responsible person shall be finally accepted. This Council, however, reserves the right at such session to reject any and all bids, either written or oral, and to withdraw said hereinbefore described real property from being sold, and

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to cause a copy of this Resolution to be published in full at least once not less than fifteen (15) days before the date of said meeting in the Modesto Journal and Valley Citizen, the official newspaper of the City of Modesto, and

BE IT FURTHER RESOLVED that said bids, whether written or oral, must be accompanied by cash or a cashier's check or a certified check, certified to by some responsible bank or banker, and made payable to the City of Modesto in an amount equal to at least ten (10%) per cent of the amount bid, to be retained by said City as agreed and liquidated damages should the party whose bid is accepted by the City Council fail to deposit with the City Clerk the amount of his bid within five (5) days after written notice of acceptance of said bid shall be given.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of March, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,133-N.S.

A RESOLUTION COMMENDING RADIO STATION K.T.R.B. AND ITS OWNER, WILLIAM H. BATES, FOR OUTSTANDING COMMUNITY SERVICE

---oOo---

WHEREAS, the strength and progress of a community and its government depend on an informed and active citizenry, and

WHEREAS, radio broadcasting is one of the most powerful and effective means of conveying to the people the information on which to base intelligent citizen action, and

WHEREAS Radio Station K. T. R. B., serving Modesto and the Greater San Joaquin Valley, has a long and distinguished record of presenting facts to the people of this area through faithful and accurate reporting of civic affairs, and

WHEREAS, Radio Station K. T. R. B. has further contributed to public understanding of civic affairs by making available, as a public service, free time for a weekly program devoted to reporting of city government activities, and

WHEREAS, Radio Station K. T. R. B. has recently increased its power to ten thousand watts, and thus has become the most powerful independent radion station in Northern California, and

WHEREAS such evidence of outstanding public service, community leadership, and singular achievement in the field of radio broadcasting, is a direct tribute to Mr. William H. "Bill" Bates, founder and owner of the K. T. R. B. Broadcasting Company, Incorporated;

NOW, THEREFORE BE IT RESOLVED that the City Council does hereby commend Radion Station K. T. R. B. for helping bring to the people of Modesto the facts concerning their city government, and

BE IT FURTHER RESOLVED that the Council does hereby express appreciation for the splendid cooperation of Radior Station K. T. R. B. in making available broadcasting time for reports on the progress, plans, and problems of the city government, and

BE IT FURTHER RESOLVED that the Council does hereby extend special commendation to "Bill" Bates for his personal example of public service and community leadership through many years of broadcasting, and does further express appreciation and congratulations to him for bringing to Modesto the honor of having Northern California's most powerful independent radio station, and does further recognize this achievement with the knowledge that this power will continue to be used in the service of the community, as it has in the past.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Mellis, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,134-N.S.

A RESOLUTION COMMENDING THE MODESTO BEE FOR ITS COVERAGE OF ACTIVITIES OF THE CITY GOVERNMENT

---oOo---

WHEREAS, intelligent action by the people on vital questions of public policy requires that they be furnished with the facts; and

WHEREAS, newspapers have an obligation greater than any element of the community to provide sound information and vigorous civic leadership; and

WHEREAS, the Modesto Bee has consistently demonstrated recognition of this obligation by comprehensive and accurate reporting of the activities of the City Government, and through constructive editorials on city affairs;

NOW, THEREFORE, BE IT RESOLVED that the City Council does hereby commend the Modesto Bee for its contribution to civic progress in Modesto through honest and constructive journalism, and

BE IT FURTHER RESOLVED that the City Council does hereby express appreciation to the Modesto Bee for aid and support in informing the people of Modesto fully and factually of the activities, the progress, the plans, and the problems of the City Government.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1953, by Councilman R. Adams who moved its adoption and passage, which motion being duly seconded by Councilman Arata was upon roll call carried by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,135-N.S.

A RESOLUTION ACCEPTING UTILITY RIGHT OF WAY AGREEMENTS IN THE COLLEGE VILLAGE SUB-DIVISION

---oCo---

BE IT HEREBY RESOLVED that utility right of way agreements in the College Village Subdivision be accepted as follows for the installation of utility facilities:

- 1-Consent of Trustee under Deed of Trust, dated April 8, from the Security Title Insurance Company;
- 2-Consent of Trustee under Deed of Trust, dated June 12 from the Security Title Insurance Company;
- 3-Right of Way agreement from Dalton P. Ellis and Willie Lee Ellis, husband and wife.

BE IT FURTHER RESOLVED, that the City Clerk be directed to record these agreements with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Merrill, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
 Noes: Councilmen: None
 Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

 RESOLUTION NO. 10,136-N.S.

A RESOLUTION AUTHORIZING FINAL PAYMENT TO ATLAS PIPE COMPANY ON CONSTRUCTION OF SANITARY SEWER TRUNK LINE ON EMERALD AVENUE AND MAZE BOULEVARD

---oCo---

BE IT HEREBY RESOLVED that final payment be authorized to the Atlas Pipe Company for the construction of a sanitary sewer trunk line on Emerald Avenue and Maze Boulevard, of \$2,025 41, as the 35 day lien period required by the contract has expired and no claims have been filed against the contractor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
 Noes: Councilmen: None
 Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

 RESOLUTION NO. 10,137-N.S.

A RESOLUTION COMMENDING RADIO STATION K M O D FOR ITS COMMUNITY SERVICE

---oCo---

WHEREAS, the strength and progress of a community and its government depend on an informed and active citizenry, and

WHEREAS, radio broadcasting is one of the most powerful and effective means of conveying to the people the information on which to base intelligent citizen action, and

WHEREAS, Radio Station K M O D serving the Modesto area, has cooperated in reporting news of the affairs of the city government, and

WHEREAS, Radio Station K M O D has further contributed to public understanding of civic affairs by making available, as a public service, free time for a weekly program devoted to reporting of city government activities,

NOW, THEREFORE BE IT RESOLVED, that the City Council does hereby commend Radio Station K M O D for helping bring to the people of Modesto the facts concerning their city government, and

BE IT FURTHER RESOLVED that the Council does hereby express appreciation for the splendid cooperation and support of Radio Station K M O D in making available broadcast time for continuing and comprehensive reports on the progress, plans and problems of the city government.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Merrill, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,138-N.S.

A RESOLUTION COMMENDING THE STOCKTON RECORD FOR ITS GENERAL COVERAGE OF ACTIVITIES OF THE MODESTO CITY GOVERNMENT

---oOo---

WHEREAS, intelligent action by the people on vital questions of public policy requires that they be furnished with the facts; and

WHEREAS, newspapers have a special obligation to bring these facts to the people of the community; and

WHEREAS, the Stockton Record, many of whose readers are residents of the Modesto area, has given excellent coverage to the activities of the Modesto city government;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Modesto does hereby express appreciation to the Stockton Record for its cooperation in informing the people of Modesto of the activities, the progress, the plans, and the problems of the city government.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman M. Adams, it was upon roll call carried by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,139-N.S.

A RESOLUTION COMMENDING RADIO. STATION K B O X FOR ITS COMMUNITY SERVICE

---oOo---

WHEREAS, the strength and progress of a community and its government depend on an informed and active citizenry, and

WHEREAS, radio broadcasting is one of the most powerful and effective means of conveying to the people the information on which to base intelligent citizen action, and

WHEREAS, Radio Station K B O X, serving the Modesto area, has cooperated in reporting news of the affairs of the city government, and

WHEREAS, Radio Station K B O X has further contributed to public understanding of civic affairs by making available, as a public service, free time for a weekly program devoted to reporting of city government activities,

NOW, THEREFORE BE IT RESOLVED, that the City Council does hereby commend Radio Station K B O X for helping bring to the people of Modesto the facts concerning their city government, and

BE IT FURTHER RESOLVED that the Council does hereby express appreciation for the splendid cooperation and support of Radio Station K B O X in making available broadcast time for continuing and comprehensive reports on the progress, plans and problems of the city government.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,140-N.S.

A RESOLUTION COMMENDING THE MODESTO TRIBUNE FOR ITS COVERAGE OF ACTIVITIES OF THE CITY GOVERNMENT

---oOo---

WHEREAS, intelligent action by the people on vital questions of public policy requires that they be furnished with the facts; and

WHEREAS, newspapers have a special obligation to provide the people with these facts, and

WHEREAS, the Modesto Tribune has recognized this obligation through its coverage of the activities of the city government; and

NOW, THEREFORE, BE IT RESOLVED that the City Council does hereby express appreciation to the Modesto Tribune for aid and support in informing the people of Modesto of the activities, the progress, the plans, and the problems of the city government.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1953, by Councilman Mellis, who moved its adoption and passage, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,141-N.S.

A RESOLUTION COMMENDING THE MODESTO JOURNAL & VALLEY CITIZEN FOR ITS COVERAGE OF ACTIVITIES OF THE CITY GOVERNMENT

---oOo---

WHEREAS, intelligent action by the people on vital questions of public policy requires that they be furnished with the facts; and

WHEREAS, newspapers have a special obligation to provide the people with these facts, and

WHEREAS, the Modesto Journal & Valley Citizen has recognized this obligation through its coverage of the activities of the city government; and

NOW, THEREFORE, BE IT RESOLVED that the City Council does hereby express appreciation to the Modesto Journal & Valley Citizen for aid and support in informing the people of Modesto of the activities, the progress, the plans, and the problems of the city government.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1953, by Councilman M. Adams, who moved its adoption and passage, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,142-N.S.

A RESOLUTION PROHIBITING PARKING IN SPECIFIED PLACES ON MCHENRY AND MORRIS AVENUES IN THE CITY OF MODESTO

---oOo---

WHEREAS, Section 30 of Ordinance No. 345-N.S. of the City of Modesto, as amended, authorizes the City Council to designate certain places upon streets within the business district of the City at which it shall be unlawful for the operator of a vehicle to stop or park such vehicle,

NOW, THEREFORE, BE IT RESOLVED that it shall be unlawful for the operator of a vehicle to stop or park such vehicle in any of the following places in the City of Modesto:

- (1) On the west side of McHenry Avenue from the north property line of Morris Avenue north a distance of twenty-six (26') feet;
- (2) On the west side of McHenry Avenue from the south property line of Morris Avenue south a distance of fourteen (14') feet;
- (3) On the east side of McHenry Avenue from the south property line of Morris Avenue south a distance of forty (40') feet;
- (4) On the south side of Morris Avenue from the east property line of McHenry Avenue east a distance of twenty-seven (27') feet;
- (5) On the north side of Morris Avenue from the east property line of McHenry Avenue east a distance of eleven (11') feet; and
- (6) On the north line of Morris Avenue from the west property line of McHenry Avenue west a distance of twenty (20') feet.

BE IT FURTHER RESOLVED that the Director of Public Works be, and he is hereby directed to cause the above described locations to be marked in accordance with the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 1st day of April, 1953, by Councilman Mellis, 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,143-N.S.

A RESOLUTION REJECTING BIDS FOR REMODELING OF THE CITY HALL BUILDING

---oOo---

BE IT HEREBY RESOLVED that all the bids received for the remodeling of the City Hall building be rejected and the City Clerk be authorized to refund the bid bonds.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Merrill, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,144-N.S.

A RESOLUTION REFERRING PETITION FOR ANNEXATION OF A PORTION OF LAS PALMAS VILLAGE TO THE PLANNING COMMISSION

---oOo---

BE IT HEREBY RESOLVED that the petition filed by Wilbur E. Grant for the annexation of a portion of Las Palmas Village to the City of Modesto be and it is hereby referred to the Planning Commission for its study and report.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,145-N.S.

A RESOLUTION OF INTENTION TO HOLD AN ELECTION FOR ANNEXATION OF THE "FAIRMONT ADDITION" TO THE CITY OF MODESTO, AND PROVIDING A TIME FOR HEARING PROTESTS AGAINST THE HOLDING OF SAID ELECTION.

---oOo---

Be it resolved by the Council of the City of Modesto as follows:

SECTION 1. That it is the intention of the Council of the City of Modesto to call a special election to be held on the 9th day of June, 1953, in certain inhabited territory contiguous to said city, proposed to be annexed thereto, for the purpose of submitting to the qualified electors residing in said territory the question whether or not said territory shall be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein subjected to taxation after annexation equally with property within the city to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized up to and including the day of the election held to determine whether or not said territory shall be annexed to the city.

Said territory is described as follows:

All that certain real property and territory located in the Southeast one-quarter of Section 20, and the Southwest one-quarter of Section 21, Township 3 South, Range 9 East, M. D. B. & M., in the County of Stanislaus, State of California, and particularly bounded and described as follows, to-wit:

Beginning on the existing City Limits at the Northeast corner of Lot 3 of Block 706 of the City of Modesto; thence Northerly 30 feet to a point on the centerline of Griswold Avenue; thence Easterly 5 feet to a point on the west line of McHenry Avenue and 25 feet west of Southeast corner of Lot 2 as said Avenue and Lot 2 are shown on the map of Mission Grove Tract in Volume 8 of Maps at Page 50, Stanislaus County Records; thence along the West line of McHenry Avenue and 25 feet Westerly from and parallel to the Section line common to said Sections 20 and 21 Northerly to the Southerly line of Roseburg Avenue, said Southerly line of Roseburg Avenue being 20 feet Southerly from the East-West one-quarter Section line of said Section 20; thence Easterly along said Southerly line at Roseburg Avenue, 20 feet South of and parallel to the East-West one-quarter Section line of said Section 20 and 21 to the Westerly line of Sunrise Avenue, said Westerly line of Sunrise Avenue being 20 feet Westerly at the North-South one-quarter Section line of said Section 21; thence Southerly along the Westerly line of Sunrise Avenue, 20 feet West of and parallel to the said North-South one-quarter Section line of said Section 21 to the Southerly right of way line of the Modesto Irrigation District Lateral No. 4 and the Northerly limits of the City of Modesto; thence Westerly along the Northerly City Limit line of the City of Modesto to the point of beginning.

SECTION 2. That said territory is hereby designated and identified for such election purposes and for use upon the ballots as such election as the "Fairmont Addition".

SECTION 3. Notice is hereby given that on the 6th day of May, 1953, at the hour of 4:30 P.M., in the Council Chambers of the City Hall of the City of Modesto, any person owning real property within said territory so proposed to be annexed and having any objection to the proposed annexation may appear before said City Council and show cause why such territory should not be so annexed. Said protest must be in writing and shall state the name or names of the owner or owners of the property affected by such annexation and the location and area of such property in general terms. If it be found that protest is not made by owners of a majority of the separate parcels of property within the territory proposed to be annexed, further proceedings shall be taken in accordance with the law for the holding of such special election.

SECTION 4. That the City Clerk be, and he is hereby directed, to cause a copy of this resolution to be published at least one a week for two (2) successive weeks prior to the hearing in the Modesto Journal and Valley Citizen, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto.

The foregoing resolution was introduced on the 8th day of April, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Pro Tempore Merrill

Noes: Councilmen: None

Absent: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,146-N.S.

A RESOLUTION ACCEPTING CONTRACT FOR THE CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTING AT MORRIS AND McHENRY AVENUES FROM THE CONTRACTOR, INDUSTRIAL ELECTRICAL COMPANY

---oOo---

BE IT HEREBY RESOLVED that the contract as completed by the contractors, Industrial Electrical Company, for the construction of the traffic signals and street lighting at Morris and McHenry Avenues be and it is hereby accepted.

BE IT FURTHER RESOLVED that the City Clerk be authorized to record Notice of Completion with the County Recorder on this contract and that progress payment of \$1,624.70 be authorized to said contractor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of April, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Pro Tempore Merrill

Noes: Councilmen: None

Absent: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,147-N.S.

A RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO CANCEL TAXES ON CERTAIN PROPERTY PURCHASED BY THE MODESTO IRRIGATION DISTRICT

---oOo---

WHEREAS, the Modesto Irrigation District has filed a request with the City of Modesto to cancel the second installment of the City of Modesto 1952-53 property taxes in the amount of \$10.78 by reason of its acquisition on February 2, 1953 of Lots 6,7 and 8 of the City of Modesto, and

WHEREAS, Sections 4986 and 4986.2 of the Revenue and Taxation Code of the State of California authorize the cancellation of taxes on property acquired after the lien date by a public agency upon the written consent of the City Attorney, and

WHEREAS, the City Attorney has consented to such cancellation,

NOW, THEREFORE, BE IT RESOLVED that the Director of Finance of the City of Modesto be, and he is hereby directed to cancel the second installment of the 1952-53 property taxes on the above described property.

BE IT FURTHER RESOLVED that a copy of this resolution be furnished to the Modesto Irrigation District.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 8th day of April, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Pro Tempore Merrill

Noes: Councilmen: None

Absent: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,148-N.S.

A RESOLUTION AUTHORIZING APPROPRIATION TRANSFER OF \$2,000.00 FROM GENERAL RESERVE TO THE PUBLIC WORKS DEPARTMENT FOR PROFESSIONAL SERVICES FOR ENGINEERING STUDIES RELATED TO BOND ISSUE AND SEWER FACILITIES

---oOo---

BE IT HEREBY RESOLVED that an appropriation transfer of \$2,000.00 be authorized from the General Reserve to the Public Works Department for professional services for engineering studies related to the bond issue and sewer facilities.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of April, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Pro Tempore Merrill

Noes: Councilmen: None

Absent: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,149-N.S.

A RESOLUTION APPROVING THE SCHEDULING OF \$1,800,000.00 ISSUE OF THE PROPOSED SEWER BONDS

---oOo---

BE IT HEREBY RESOLVED that the proposed scheduling of \$1,800,000.00 issue of the proposed sewer bonds as prepared by financial Counsel, R. H. Moulton, 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 April, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Pro Tempore Merrill

Noes: Councilmen: None

Absent: Councilmen: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,150-N.S.

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE BARHAM-ROOSEVELT ADDITION TO THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR HEARING OBJECTIONS TO THE PROPOSED ANNEXATION

---oOo---

WHEREAS, a petition for annexation to the City of Modesto was filed by Chester Barham on March 4, 1953, to annex to the City of Modesto, under the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, the area or territory hereby designated as the Barham-Roosevelt Addition, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

That portion of Lots 2, 3, 17, 18 and 19 of Weil Colony, according to the map thereof filed in Volume 3 of Maps at Page 37, Stanislaus County Records, and more particularly described as follows:

Beginning at a Northeasterly corner of the existing City limit of the City of Modesto, at the intersection of the East line of Carlton Avenue and the South line of the forty foot road known as Granger Avenue; thence Northerly along the East line of said Carlton Avenue extended, which is also the West line of the above mentioned Lot 3 of Weil Colony according to the Map or Plat of Roosevelt Center on file in the office of the County Recorder of Stanislaus County, California, twenty feet to the center line of Granger Avenue; thence Easterly along the center line of Granger Avenue to a point thirty feet, more or less, East of the Northwest corner of said Lot 2 of Weil Colony; thence Southerly along a line thirty feet, more or less, East of and parallel to the West line of Lots 2 and 19 of Weil Colony which is the East right-of-way line of the

Tidewater Southern Railroad and continuing South on this same line to the North line of Orangeburg Avenue; thence Westerly along said North line of Orangeburg Avenue 30 feet, more or less; thence southerly at right angles to Orangeburg Avenue 40 feet; thence Westerly along the South line of Orangeburg Avenue to the existing City limits line of the City of Modesto; thence Westerly and Northerly along the existing limits of the City of Modesto to the point of beginning.

and

WHEREAS, it appears to the Council of the said City and the Council after hearing evidence finds that said petition is in proper form and that the real property described therein and hereinabove described is contiguous to the City of Modesto and that said petition is signed by the owners of not less than one-fourth of the land in the territory by area, and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, being the County in which the territory is situated, and that less than twelve registered voters reside within said territory, and that said territory is uninhabited territory within the meaning of Annexation of Uninhabited Territory Act of 1939,

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto, and notice is hereby given that the 20th day of May, 1953, at the hour of 4:30 o'clock P.M. of said day, in the Council Chambers of the City Hall, located at 717 Tenth Street, in the City of Modesto, be, and the same hereby is 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. At any time before the hour set for hearing objections, any owner of property within the territory may file written protests against the annexation, which protest shall state the name of the owner of the property effected and the description and area of the property in general terms.

BE IT FURTHER RESOLVED that 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 Journal and Valley Citizen, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto, and shall also cause a copy of this resolution to be published in the Ceres Courier, being a newspaper of general circulation published outside of the City of Modesto but in the County of Stanislaus. Said publications shall be complete at least twenty (20) days prior to the date set for the hearing.

BE IT FURTHER RESOLVED that 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 in 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.

The foregoing resolution was introduced at a regular meeting held on the 15th day of April, 1953 by Councilman M. Adams, who moved its adoption, which motion was duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,151-N.S.

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE TSCHANTZ-VAN HORN ADDITION TO THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR HEARING OBJECTIONS TO THE PROPOSED ANNEXATION.

---oOo---

WHEREAS, a petition for annexation to the City of Modesto was filed by Lionel R. VanHorn, Ruth L. VanHorn, Orval Tschantz and Gudrun O. Tschantz on March 19, 1953, to annex to the City of Modesto, under the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, the area or territory hereby designated as the Tschantz-Van Horn Addition, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

All that portion of Lot 43 of the Broughton Colony as per map filed on March 17, 1904 in Vol. 1 of Maps, Page 78, Stanislaus County Records described as follows:

Commencing at the Southeast corner of Lot 43 of the Broughton Colony, said point being at the intersection of Morris Avenue and Coffee Road, said point also being the centerline of Morris Avenue and Coffee Road; thence continue along centerline of Morris Avenue South $89^{\circ} 57'$ West a distance of 310.00 feet; thence South $0^{\circ} 53'$ West 30.00 feet to the South line of Morris Avenue, said point being the true point of beginning of this description; thence along said South line South $89^{\circ} 57'$ West a distance of 174.86 feet to the East boundary line of the City of Modesto; thence along said East boundary line North $0^{\circ} 53'$ West a distance of 191.35 feet; thence leaving the East boundary line of the City of Modesto Run South $89^{\circ} 59' 15''$ East a distance of 174.86 feet to the East line of property deeded to Anton and Katharine Fiori in Volume 514 at Page 268 of Official Records as filed in the Stanislaus County Records Office; thence along said East line of Fiori property South $0^{\circ} 53'$ East 131.20 feet; thence continue South $0^{\circ} 53'$ East a distance of 60.00 feet to the point of beginning.

and

WHEREAS, it appears to the Council of the said City and the Council after hearing evidence finds that said petition is in proper form and that the real property described therein and hereinabove described is contiguous to the City of Modesto and that said petition is signed by the owners of not less than one-fourth of the land in the territory by area, and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, being the County in which the territory is situated, and that less than twelve registered voters reside within said territory, and that said territory is uninhabited territory within the meaning of Annexation of Uninhabited Territory Act of 1939.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto, and notice is hereby given that the 20th day of May, 1953, at the hour of 4:15 o'clock P.M. of said day, in the Council Chambers of the City Hall, located at 717 Tenth Street, in the City of Modesto, be, and the same hereby is 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. At any time before the hour set for hearing objections, any owner of property within the territory may file written protests against the annexation, which protest shall state the name of the owner of the property effected and the description and area of the property in general terms.

BE IT FURTHER RESOLVED that 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 Journal and Valley Citizen, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto, and shall also cause a copy of this resolution to be published in the Ceres Courier, being a newspaper of general circulation published outside of the City of Modesto but in the County of Stanislaus. Said publications shall be complete at least twenty (20) days prior to the date set for the hearing.

BE IT FURTHER RESOLVED that 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 in 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.

The foregoing resolution was introduced at a regular meeting held on the 15th day of April, 1953, by Councilman Annan, who moved its adoption, which motion was duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,152-N. S.

RESOLUTION MODIFYING ASSESSMENT MADE AND FILED BY THE SUPERINTENDENT OF STREETS IN THE OFFICE OF THE CITY CLERK ON MARCH 26, 1953, TO COVER THE SUMS DUE FOR THE IMPROVEMENT OF IMPROVEMENT DISTRICT NO. 1, CITY OF MODESTO, COUNTY OF STANISLAUS, STATE OF CALIFORNIA, THAT IS DESCRIBED IN RESOLUTION NO. 9903 N. S. OF THE CITY COUNCIL OF THE CITY OF MODESTO, FINDING THAT CERTAIN LOTS OF LAND IN THE ASSESSMENT DISTRICT ARE NOT ASSESSED IN PROPORTION TO THE BENEFITS TO BE RECEIVED BY SAID LOTS OF LAND AND CORRECTING AND MODIFYING SAID ASSESSMENT ACCORDING TO A CERTAIN TABLE OF CORRECTED ASSESSMENTS AND DIRECTING THE SUPERINTENDENT OF STREETS TO AMEND AND MODIFY SAID ASSESSMENT ON THE FACE THEREOF ACCORDINGLY.

---oOo---

WHEREAS, the Superintendent of Streets of the City of Modesto, County of Stanislaus, State of California, did on March 26, 1953 file with the City Clerk of said City of Modesto his assessment and diagram to cover the sum due for the work of constructing sanitary sewer laterals and furnishing of street lighting materials, supplies and appliances and appurtenances in Improvement District No. 1 as said work is described in Resolution Of Intention No. 9903-N. S. of this City Council and in the contract for the construction of said work made and entered by the contractor, STANDARD MATERIALS, INCORPORATED, with the Superintendent of Streets of said City of Modesto; and

WHEREAS, the said City Clerk gave notice in writing of the filing of said assessment, and that on April 15, 1953, all persons interested in the work done or in the assessment would be heard by the City Council of the City of Modesto; and

WHEREAS, this City Council now has said assessment under consideration;

NOW, THEREFORE, IT IS HEREBY RESOLVED AND IT IS HEREBY DETERMINED by the City Council of said City of Modesto that the lots and parcels of land in said Improvement District No. 1 are benefitted by said work and improvement in the proportions and in the amounts and should be and are assessed in the proportions and amounts set forth in the "Table of Corrected Assessments" hereinafter set forth, and that said assessment be corrected and amended accordingly. That in said Table of Corrected Assessments the figures under the heading "Assessment Numbers" in each case are used to describe a particular lot of land in said Improvement District No. 1

as said lot of land is correspondingly numbered upon the diagram, and that the amount which shall be assessed upon each lot of land in said corrected assessment is set opposite the number of the assessment and under the heading of "Amount of Assessment"; and

IT IS HEREBY RESOLVED FURTHER, that the Engineer of Work of Improvement District No. 1, City of Modesto, be and he is hereby ordered, instructed and directed to correct and amend said assessment by striking out, by red ink lines drawn through the same, the several amounts of said assessments so made, as aforesaid, and by inserting in red ink on the face of said assessment, in lieu thereof, in the case of each of said lots of land, the sum or amount contained in said "Table of Corrected Assessments", set opposite the number of said lot; the same being the amount which this City Council hereby finds and determines to be the proportionate benefit received by said lot of land.

o o o o o o o o

I HEREBY CERTIFY that the foregoing Resolution was regularly and duly adopted by the City Council of the City of Modesto, Stanislaus County, California, at a regular meeting thereof, held on the 15th day of April, 1953, by the following vote, to wit:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

REX E. GAILFUS, City Clerk of the
City of Modesto, County of Stanislaus,
State of California.

TABLE OF CORRECTED ASSESSMENTS

<u>Assessment Number</u>	<u>Amount</u>
88	\$ 222.42
89	212.89
90	212.89
91	32.40
92	212.89
93	212.89
94	212.89
95	212.89
96	223.22
97	222.42
98	212.89
99	212.89
100	212.89
101	212.89
102	212.89
103	212.89
104	212.89
105	223.76
106	222.43
107	212.90
108	212.90
109	212.90
110	212.90
111	212.90
112	212.90

TABLE OF CORRECTED ASSESSMENTS

<u>Assessment Number</u>	<u>Amount</u>
113	\$ 212.90
114	224.40
115	222.25
116	212.71
117	212.71
118	212.71
119	212.71
120	212.71
121	212.73
122	212.73
123	224.77
313	362.47
314	256.20
315	216.99
316	266.39
317	211.72
318	269.97
319	358.65
320	260.20
321	383.77
322	249.00
323	218.51
324	449.55
325	383.19
326	534.65
327	47.65
328	34.84
329	153.14
330	1,209.64
331	370.48
332	370.48
333	188.78
334	181.62
335	284.52
336	30.21
337	244.50
338	342.34
339	414.83
340	279.23
341	275.51
342	402.75
343	239.13
344	415.33
349	174.41
350	176.34
351	176.36

TABLE OF CORRECTED ASSESSMENTS

<u>Assessment Number</u>	<u>Amount</u>
352	\$ 176.39
353	176.42
354	176.42
355	205.82
356	235.25
357	264.65
358	176.48
359	176.48
360	176.48
361	176.48
362	176.48
363	176.48
364	176.48
365	176.48
366	176.48
367	174.36
368	173.89
369	176.53
370	176.53
371	176.53
372	176.53
373	176.53
374	176.53
376	235.36
376	294.21
377	155.34
378	197.70
379	176.48
380	176.48
381	176.48
382	176.48
383	176.48
384	176.48
385	176.48
386	174.05
387	468.78
389	273.03
390	211.82
391	211.82
392	222.41
393	388.34
394	183.57
395	217.33

RESOLUTION NO. 10,153-N. S.

RESOLUTION CONFIRMING ASSESSMENT AND OVERRULING PROTESTS

---oOo---

WHEREAS, the Superintendent of Streets of the City of Modesto, County of Stanislaus, State of California, did on the 26th day of March, 1953, file with the City Clerk of said City of Modesto, an assessment to represent the cost and expense of the work and improvement done and made by STANDARD MATERIALS, INCORPORATED, Contractor, pursuant to proceedings had and taken by said City Council, under and pursuant to Resolution of Intention No. 9903-N. S. adopted on the 23rd day of July, 1952; and

WHEREAS, the City Clerk of said City of Modesto has duly given notice by publication, and mailing in the time and manner provided by law of the filing of said assessment and of the time set for hearing hereon, which time was fixed in said notices as the 15th day of April, 1953, at the hour of 4:00 o'clock P. M., at the meeting place of said City Council of the City of Modesto, located in the City Hall, Modesto, California; and

WHEREAS, the said City Council of the City of Modesto has received evidence oral and documentary concerning said assessment and the proper completion of the work and improvement for which the same is issued,

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the City Council of the City of Modesto, County of Stanislaus, State of California, that the said assessment and the diagram and warrant attached thereto, the proceedings leading up to the same and all acts and determinations of all officers of the City of Modesto in relation thereto be and the same are hereby ratified and confirmed, and the City Clerk is hereby ordered to deliver said warrant, assessment and diagram to STANDARD MATERIALS, INCORPORATED, the contractor, forthwith upon the payment by him of the incidental expenses due thereon; and

BE IT FURTHER RESOLVED by the City Council of the City of Modesto, that all protests against the assessment be, and they are hereby overruled.

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I HEREBY CERTIFY that the foregoing Resolution was regularly and duly adopted by the City Council of the City of Modesto, County of Stanislaus, State of California, at a regular meeting thereof, held on the 15th day of April, 1953, by the following vote, to-wit:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

REX E. GAILFUS, City Clerk
City of Modesto, County of
Stanislaus, California

(SEAL)

RESOLUTION NO. 10,154-N. S.

A RESOLUTION APPROVING THE AGREEMENT BETWEEN CHESTER A. BARHAM AND THE CITY OF MODESTO ON IMPROVEMENTS IN THE BARHAM TRACT

---oOo---

BE IT HEREBY RESOLVED that the agreement dated April 15, 1953, between the City of Modesto and Chester A. Barham covering improvements to the Barham Tract, which is being annexed to the City of Modesto, be and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of April, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: _____
REX E. GAILFUS
CITY CLERK

RESOLUTION NO. 10,155-N. S.

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZE CALLING FOR BIDS ON CONSTRUCTION OF CURB AND GUTTER AT WEST SIDE PARK

---oOo---

BE IT HEREBY RESOLVED that the plans and specifications for the furnishing of all materials, labor, tools, and equipment and doing all the work involved for the construction of curb and gutter at West Side Park be approved, and

BE IT FURTHER RESOLVED that the City Clerk be authorized to call for bids, which bids are to be opened at 2:00 P. M. on Monday, April 27, 1953.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of April, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: _____
REX E. GAILFUS
CITY CLERK

RESOLUTION NO. 10,156-N. S.

A RESOLUTION AUTHORIZING THE APPROPRIATION TRANSFER OF \$5,000 00 FOR THE CONSTRUCTION OF 10 T HANGARS

---oOo---

BE IT HEREBY RESOLVED that the appropriation transfer of \$5,000 00 be authorized from the General Reserve to the Public Works, Airport Division, Capital Outlay, for the construction of 10 T Hangars at the Municipal Airport.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto, held on the 15th day of April, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman R. Adams, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: _____
REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,157-N.S.

A RESOLUTION AUTHORIZING THE EXPENDITURE OF MUNICIPAL AIRPORT GAS TAX FUNDS AND FEDERAL AIRPORT PROJECT FUNDS FOR IMPROVEMENTS TO MUNICIPAL AIRPORT

---oOo---

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

SECTION 1. The expenditure of the sum of Ten Thousand Five Hundred Seventy Five and 86/100 (\$10,575.86) from the Municipal Airport Gas Tax Fund for the following purpose is hereby authorized:

Capital Outlay, 10 T Hangar Units

Ten Thousand Five Hundred Seventy Five and 86/100ths (\$10,575.86)

SECTION 2. The expenditure of the sum of One Thousand Thirty Nine and 22/100 (\$1,039.22) Dollars from the Federal Airport Project Fund for the following purpose is hereby authorized:

Capital Outlay, 10 T Hangar Units

One Thousand and Thirty Nine and 22/100 (\$1,039.22)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of April, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,158-N.S.

A RESOLUTION AUTHORIZING PROGRESS PAYMENT TO M. J. RUDDY ON HANGARS AT AIRPORT, ACCEPT CONTRACT FROM SAID CONTRACTOR AND AUTHORIZE CLERK FILE NOTICE OF COMPLETION

---oOo---

BE IT HEREBY RESOLVED that the contract for the construction of the foundation for the hangar at the municipal Airport, as completed by the contractor, M. J. Ruddy & Son be and it is hereby accepted and the City Clerk is hereby authorized to file Notice of Completion with the Recorder of Stanislaus County.

BE IT FURTHER RESOLVED that progress payment of \$2,700.00 be authorized to the said contractor, M. J. Ruddy & Son.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of April, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Merrill, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,159-N.S.

A RESOLUTION ACCEPTING CONTRACT FROM THE STANDARD MATERIALS INC. FOR THE IMPROVEMENT OF VIRGINIA AVENUE AND EIGHTH STREET, AUTHORIZING PROGRESS PAYMENT AND RECORDING OR NOTICE OF COMPLETION

---oOo---

BE IT HEREBY RESOLVED that the contract for the paving of Virginia Avenue and Eighth Street as completed by the contractor, Standard Materials, Inc. be and it is hereby accepted and the City Clerk is authorized to record Notice of Completion with the Recorder of Stanislaus County.

BE IT FURTHER RESOLVED that progress payment to the contractor of \$368.65 is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of April, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, it was upon roll call carried and the resolution was adopted by the following vote:

- Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
- Noes: Councilmen: None
- Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,160-N.S.

A RESOLUTION AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH THE STATE OF CALIFORNIA FOR TIE-DOWN SPACE AT THE MUNICIPAL AIRPORT OF THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Mayor of the City of Modesto be, and he is hereby authorized to sign that certain lease agreement dated January 1, 1953, between the City of Modesto and the State of California, covering the rental of tie-down space for aircraft at the Municipal Airport.

BE IT FURTHER RESOLVED that the City Clerk of said City is authorized to affix the official seal of the City to said agreement and attest the same on behalf of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 15th day of April, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

- Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
- Noes: Councilmen: None
- Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,161-N.S.

A RESOLUTION AUTHORIZING THE EXPENDITURE OF WATER BOND FUNDS FOR IMPROVEMENTS TO THE MUNICIPAL WATER SYSTEM

---oOo---

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

SECTION I. The expenditure of the sum of Seven Thousand Four Hundred Twenty and 53/100 (\$7,420.53) Dollars from the Water Bond Fund for the following purpose is hereby authorized:

- Capital Outlay, water lines and hydrant extensions,
- Seven Thousand Four Hundred Twenty and 53/100ths (\$7,420.53) Dollars.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of April, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,162-N.S.

A RESOLUTION ACCEPTING GRANT DEED FROM MARIE BELL AND PARTIAL RECONVEYANCE FROM THE MODESTO HOLDING COMPANY

---oOo---

BE IT HEREBY RESOLVED that a grant deed from Marie Bell and a Partial Reconveyance from the Modesto Holding Company, on a portion of lot 1, Block 211 of the City of Modesto, to be used by the city in the widening of Burney Street, be and it is hereby accepted and the City Clerk is directed to record said documents with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of April, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman M. Adams, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,163-N.S.

A RESOLUTION ACCEPTING GRANT DEED FROM VETERANS WELFARE BOARD

---oOo---

BE IT HEREBY RESOLVED that the grant deed from the Veterans Welfare Board, covering property being purchased by Earl D. Blakely, in the Northwest Addition, recently annexed to the city and to be used for the extension of Carla Way, be and it is hereby accepted and the City Clerk is directed 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 15th day of April, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: RES E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,164-N.S.

A RESOLUTION ACCEPTING DEED OF EASEMENT FROM V. E. & MILDRED E. BARTON

---oOo---

BE IT HEREBY RESOLVED that a deed of easement from Vachel E. Barton and Mildred E. Barton on a strip of land 5 feet in width, in Block 240 of the City of Modesto, be and it is hereby accepted and the City Clerk is directed to record said easement with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of April, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,165-N.S.

A RESOLUTION RESCINDING RESOLUTION NO. 10,149-N.S. ENTITLED: "A RESOLUTION APPROVING SCHEDULE FOR \$1,800,000 ISSUE OF THE PROPOSED SEWER BOND"

---oOo---

BE IT HEREBY RESOLVED that Resolution No. 10,149-N.S. adopted by the Council at the regular meeting of April 8, 1953, entitled: "A RESOLUTION APPROVING SCHEDULE FOR \$1,800,000 ISSUE OF THE PROPOSED SEWER BONDS", 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 15th day of April, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Annan, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,166-N.S.

RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO DECLARING CANVASS OF RETURNS AND RESULT OF GENERAL MUNICIPAL ELECTION AND OF SPECIAL MUNICIPAL BOND ELECTION CONSOLIDATED THEREWITH, HELD ON APRIL 14, 1953

OOO

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 14th day of April, 1953, a general municipal election to elect municipal officers and members of the Board of Education and duly consolidated with said general municipal election a special municipal bond election for the purpose of submitting to the qualified electors of said City the bond measure hereinafter specified; and

WHEREAS, said consolidated general municipal election and special municipal bond election was held on Tuesday, April 14, 1953, 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 is hereby, instructed to enter this resolution on the minutes of this Council as a statement of the result of said election.

2. That the whole number of votes cast at said consolidated election was 7684 votes. That 17 ballots were spoiled and not counted.

(a) That the total number of votes cast for municipal offices at said election in said City was 5126.

(b) That the total number of votes cast outside of the city limits of said city in /said School District was 2558.

(c) That the total number of votes cast on Measure A at said election in said City was 4995.

3. That the names of the persons voted for and 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 was as follows:

Special Consolidated Election Precinct No.	C A N D I D A T E S FOR COUNCILMEN						
	Merrill L. Adams	Robert W. Adams	David L. Arata	Hayden L. Logan	Herbert Florcken	Dwight H. Barnes	Forrest Lane
1	280	281	244	110			
2	263	267	226	76			
3	308	305	278	84			
4	194	203	176	115			
5	154	160	157	55			
6	187	188	184	121			
7	189	184	162	78			
8	233	230	206	81			
9	287	291	267	175			
10	161	160	154	120			
11	167	168	170	58			
12	221	226	194	114			
13	228	222	208	121			
14	165	165	145	60			
15	267	276	272	63	1		
16	284	268	257	56			
17	267	270	245	113			
18	213	205	192	76			
19	173	181	157	47		1	1
Absentee Votes in city	24	24	25	2			
Absentee Votes outside city							
TOTALS	4265	4274	3919	1725	1	1	1

C A N D I D A T E S
FOR MEMBERS OF BOARD OF EDUCATION

Special Consolidated Election Precinct No.	Ian W. Hardie.	Karl M. Roth	Esther R. Brack	Raleigh B. Green
1	221	175	127	41
2	217	167	106	42
3	263	180	129	50
4	161	118	117	51
5	133	89	84	30
6	153	128	118	50
7	149	107	107	36
8	181	125	126	46
9	202	156	207	77
10	127	90	112	58
11	149	116	73	37
12	162	136	147	48
13	183	123	132	52
14	141	63	107	36
15	238	177	116	39
16	243	187	120	44
17	227	188	129	47
18	172	135	117	33
19	147	89	102	24
20	76	52	80	22
21	116	76	100	44
22	132	103	120	31
23	73	46	55	24
24	48	33	45	11
25	41	36	28	8
26	73	41	80	33
27	29	16	37	13
28	63	39	46	17
29	74	58	76	28
30	203	125	130	75
31	126	78	104	38
32	235	154	190	73
33	146	89	108	25
34	136	107	76	23
35	59	52	36	18
36	101	74	55	19
Absentee Votes in city	19	12	14	3
Absentee Votes outside city	9	6	5	
TOTALS	5228	3746	3661	1346

4. 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 office 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 21, 1953, 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:

MERRILL L. ADAMS	COUNCILMAN
ROBERT W. ADAMS	COUNCILMAN
DAVID L. ARATA	COUNCILMAN
IAN W. HARDIE	MEMBER OF BOARD OF EDUCATION
KARL M. ROTH	MEMBER OF BOARD OF EDUCATION

5. That at said election the following measure for incurring bonded indebtedness was submitted to the electors of said City and that the number of votes given in said City for and against said measure, exclusive of absentee votes was as follows:

	Total vote "Yes"	Total vote "No"
<u>MEASURE A:</u> (Municipal Sewage and Industrial Waste Disposal System Improvement)	4405	565
Shall the City of Modesto incur a bonded indebtedness in the principal amount of \$2,450,000.00 for the acquisition, construction and completion of the following municipal improvement, to wit: Improvement of the municipal sewage and industrial waste disposal system, including enlargement and extension of the present sewage and industrial waste disposal plant, industrial and sanitary sewers, pumps, machinery, equipment, apparatus, lands, easements, rights of way, storm bypasses, and other works, property or structures necessary or convenient for improvement of the municipal sewage and industrial waste disposal system of the City of Modesto?		

6. That the number of votes cast in each precinct for and against said measure was as follows:

<u>Precinct</u>	<u>Measure A</u>	
	<u>YES</u>	<u>NO</u>
1	281	41
2	246	33
3	302	34
4	208	35
5	171	13
6	213	38
7	186	34
8	233	29
9	304	60
10	178	36
11	179	24
12	217	51
13	238	43
14	175	14
15	273	27
16	277	21

<u>Precinct</u>	<u>Measure A</u>	
	<u>YES</u>	<u>NO</u>
17	304	16
18	230	10
19	<u>190</u>	<u>6</u>
TOTAL	4405	565

7. That all absent voters' ballots 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 measure is as follows:

ABSENTEE VOTE

Absentee applications filed	26
Ballots returned (total vote cast)	26
Votes rejected (ineligible)	0
Spoiled ballots	0
Ballots counted (regular)	26

<u>Absentee Votes "Yes"</u>	<u>Absentee Votes "No"</u>	<u>Total Absentee Votes</u>
20	5	25

8. That the total number of votes cast at said election for and against said measure submitted thereat, including the foregoing absentee votes, was as follows:

<u>Total Vote For</u>	<u>Total Vote Against</u>
4425	570

9. That more than two-thirds of all of the votes cast at said consolidated special municipal bond election on said measure were in favor of said measure and that said measure was approved.

PASSED AND ADOPTED this 21st day of April, 1953, by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

Mayor of the City of Modesto, California

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,167-N.S.

PROVIDING FOR THE ISSUE OF \$2,450,000 PRINCIPAL AMOUNT OF "CITY OF MODESTO 1953 SEWER BONDS" AND FOR THE ISSUANCE OF SAID BONDS IN SERIES: PRESCRIBING THE AMOUNT, DATE AND FORM OF SERIES A BONDS OF SAID ISSUE AND OF THE COUPONS TO BE ATTACHED THERETO AND PRESCRIBING THE MATURITIES THEREOF; FIXING THE MAXIMUM RATE OF INTEREST ON THE BONDS OF SAID ISSUE AND AUTHORIZING THE EXECUTION OF SAID BONDS AND COUPONS; PROVIDING FOR THE LEVY OF A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS OF SAID ISSUE; AND DIRECTING NOTICE OF SALE OF SAID SERIES A BONDS TO BE GIVEN.

---oOo---

WHEREAS, all the requirements of law have been complied with in calling and holding the special bond election held in the City of Modesto on April 14, 1953, at which election the measure to issue bonds of said City in the principal sum of \$2,450,000 for the objects and purposes hereinafter stated was submitted to the voters of said City; and the Council of said City did duly and regularly canvass the returns of said election and did as the result of such canvass determine and declare, and do hereby certify, that said measure received at said special bond election the affirmative vote of more than two-thirds of all of the voters voting on said measure at said election, and was thereby carried and adopted by said election, and the issuance of said bonds by said City was duly authorized.

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

Section 1. That all acts, conditions and things required by law to exist, happen and be performed precedent to and in the issuance of said bonds have existed, happened and been performed in due time, form and manner as required by law, and said City of Modesto is now authorized pursuant to each and every requirement of law to incur indebtedness in the manner and form as in this resolution provided.

Section 2. That bonds of the City of Modesto shall issue to pay the cost of the acquisition, construction and completion of the municipal improvement of said City set forth in the following measure, to wit:

(Municipal Sewage and Industrial Waste Disposal System Improvement)	Shall the City of Modesto incur a bonded indebtedness in the principal amount of \$2,450,000 for the acquisition, construction and completion of the following municipal improvement, to wit: Improvement of the municipal sewage and industrial waste disposal system, including enlargement and extension of the present sewage and industrial waste disposal plant, industrial and sanitary sewers, pumps, machinery, equipment, apparatus, lands, easements, rights of way, storm by-passes, and other works, property or structures necessary or convenient for improvement of the municipal sewage and industrial waste disposal system of the City of Modesto?
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Section 3. That said bonds shall be issued in whole or in part as herein-after set forth, and shall be sold in accordance with law at not less than their par value and accrued interest. Said bonds shall be \$2,450,000 in aggregate principal amount and shall be known as "City of Modesto 1953 Sewer Bonds." Said bonds shall be divided into series. \$1,800,000 principal amount of said bonds shall constitute "Series A" and the remaining \$650,000 principal amount of said authorized issue may be divided into one or more series as the Council of the City of Modesto shall determine at the time of the issuance and sale of all or any part of said remaining \$650,000 of bonds. The bonds of Series A of said authorized issue shall be negotiable in form, and of the character known as serial and shall be 1,800 in number, number consecutively from A1 to A1800, both inclusive, of the denomination of \$1,000 each. Said Series A bonds shall be dated June 1, 1953 (which is hereby fixed and determined to be the date of the issue of such Series A bonds).

All of said bonds shall bear interest from their date until paid at the rate or rates designated by the Council of the City of Modesto at the time of the sale of said bonds, but not to exceed five (5) per cent. per annum, payable semi-annually. Such interest shall be evidenced by coupons attached to each bond, and each of said coupons shall represent six months' interest on the bond to which it is attached. The interest coupons on said Series A bonds shall be payable semi-annually on the 1st day of June and the 1st day of December in each year until and at the respective dates of maturity of said bonds (the first coupon on each bond representing interest from June 1, 1953 to December 1, 1953). Said Series A bonds shall mature and be payable in consecutive numerical order, from lower to higher, as follows:

- \$45,000 principal amount of bonds shall mature and be payable on June 1 in each of the years 1955 to 1964, both inclusive,
- \$50,000 principal amount of bonds shall mature and be payable on June 1 in each of the years 1965 to 1972, both inclusive,
- \$75,000 principal amount of bonds shall mature and be payable on June 1 in each of the years 1973 to 1978, both inclusive, and
- \$100,000 principal amount of bonds shall mature and be payable on June 1 in each of the years 1979 to 1983, both inclusive.

Both the principal of and interest on said bonds shall be payable at the office of the Treasurer of the City of Modesto, in Modesto, California, in lawful money of the United States of America.

Bonds numbered A1 to A925, both inclusive, of said issue maturing by their terms on or prior to June 1, 1973 are not subject to call or redemption prior to their fixed maturity dates. Bonds number A926 to A1800, both inclusive, of said issue maturing on and after June 1, 1974, are subject to call and redemption, at the option of said City, as a whole or in part, in inverse numerical order from higher to lower, on June 1, 1973 (but not prior thereto), and on any interest payment date thereafter prior to their fixed maturity date or dates at the principal amount thereof and accrued interest thereon to date of redemption, plus a premium of the following percentage of such principal amount if redeemed, as follows:

<u>Percentage</u>	<u>If redeemed on or after</u>	<u>and prior to</u>
2-1/4%	June 1, 1973	June 1, 1974
2%	June 1, 1974	June 1, 1975
1-3/4%	June 1, 1975	June 1, 1976
1-1/2%	June 1, 1976	June 1, 1977
1-1/4%	June 1, 1977	June 1, 1978
1%	June 1, 1978	June 1, 1979
3/4 of 1%	June 1, 1979	June 1, 1980
1/2 of 1%	June 1, 1980	June 1, 1981
1/4 of 1%	June 1, 1981	June 1, 1982
no premium	June 1, 1982	Maturity

Notice of such redemption shall be given by publication of such notice once a week for three (3) successive calendar weeks in a newspaper of general circulation printed and published in the City of Modesto, State of California, the first publication of which shall be at least thirty (30) but not more than sixty (60) days prior to the date fixed for such redemption. After the date fixed for such redemption, if the City shall have duly published notice of such redemption and shall have provided funds available for the payment of the principal of and interest and premium on the bonds so called for redemption, interest on such bonds shall thereafter cease.

Section 4. Said Series A bonds and coupons shall each be substantially in the following form, the blanks in said forms to be filled with appropriate words or figures, namely:

UNITED STATES OF AMERICA
STATE OF CALIFORNIA
Stanislaus County

CITY OF MODESTO 1953 SEWER BOND

SERIES A

No. A _____

\$1,000

The CITY OF MODESTO, a municipal corporation organized and existing under the Constitution and laws of the State of California, hereby acknowledges itself indebted and for value received, promises to pay to the bearer (or if this bond be registered, ~~to the registered~~ to the registered holder hereof) on the 1st day of June, 19____ (except in the case of bonds of this issue which by their terms are subject to call and redemption prior to said date),

ONE THOUSAND DOLLARS (\$1,000)

together with interest thereon at the rate of _____ (_____) per cent. per annum until payment of said principal sum in full, payable semi-annually on the 1st day of June and the 1st day of December of each year. Unless this bond be registered such interest, prior to maturity, shall be payable only on presentation and surrender of the proper interest coupons hereto attached as they respectively become due. Both the principal of and interest on this bond are payable in lawful money of the United States of America at the office of the Treasurer of the City of Modesto, in Modesto, California.

This bond is one of a duly authorized issue of bonds of said City aggregating Two Million Four Hundred Fifty Thousand Dollars (\$2,450,000) in principal amount, all of like tenor and date (except for such variations, if any, as may be required to designate varying series, numbers, maturities or interest rates) and is issued under and pursuant to the Constitution and statutes of the State of California, and under and pursuant to the ordinances and proceedings of said City duly adopted and taken and a vote and assent of more than two-thirds of all the qualified electors of said City voting at a special election duly called and held for that purpose.

It is hereby certified, recited and declared that all acts, conditions and things required by law to exist, happen and to be performed precedent to and in the issuance of this bond have existed, happened and been performed in due time, form and manner as required by law, and that the amount of this bond, together with all other indebtedness of said City, does not exceed any limit prescribed by the Constitution or statutes of said State, and that provision has been made as required by the Constitution and statutes of said State for the collection of an annual tax sufficient to pay the principal of, and interest on, this bond as the same become due. The full faith and credit of said City are hereby pledged for the punctual payment of the principal of and interest on this bond.

This bond may be registered in the manner provided by law and thereafter the principal hereof and interest hereon shall be payable only to such registered owner.

Bonds numbered A1 to A925, both inclusive, of said issue maturing by their terms on or prior to June 1, 1973 are not subject to call or redemption prior to their fixed maturity dates. Bonds numbered A926 to A1800, both inclusive, of said issue maturing on and after June 1, 1974, are subject to call and redemption, at the option of said City, as a whole or in part, in inverse numerical order from higher to lower, on June 1, 1973 (but not prior thereto), and on any interest payment date thereafter prior to their fixed maturity date or dates at the principal amount thereof and accrued interest thereon to date of redemption, plus a premium of the following percentage of such principal amount if redeemed, as follows:

<u>Percentage</u>	<u>If redeemed on or after</u>	<u>and prior to</u>
2-1/4%	June 1, 1973	June 1, 1974
2%	June 1, 1974	June 1, 1975
1-3/4%	June 1, 1975	June 1, 1976
1-1/2%	June 1, 1976	June 1, 1977
1-1/4%	June 1, 1977	June 1, 1978
1%	June 1, 1978	June 1, 1979
3/4 of 1%	June 1, 1979	June 1, 1980
1/2 of 1%	June 1, 1980	June 1, 1981
1/4 of 1%	June 1, 1981	June 1, 1982
no premium	June 1, 1982	Maturity

Notice of such redemption shall be given by publication of such notice once a week for three (3) successive calendar weeks in a newspaper of general circulation printed and published in the City of Modesto, State of California, the first publication of which shall be at least thirty (30) but not more than sixty (60) days prior to the date fixed for such redemption. After the date fixed for such redemption, if the City shall have duly published notice of such redemption and shall have provided funds available for the payment of the principal of and interest and premium on the bonds so called for redemption, interest on such bonds shall thereafter cease.

IN WITNESS WHEREOF, the City of Modesto has caused this bond to be executed under its official seal, signed by its Mayor and its Treasurer, and countersigned by its Clerk, and has caused the interest coupons attached hereto to be signed by its Treasurer, and this bond to be dated the 1st day of June, 1953.

Mayor of the City of Modesto

Treasurer of the City of Modesto

Countersigned:

City Clerk of the City of Modesto

(Form of Coupon)

Coupon No. _____

On the 1st day of _____, 19____, subject to any right of prior redemption reserved in the bond hereinafter mentioned to which this coupon

appertains, the City of Modesto will (unless the within mentioned bond be registered) pay to the bearer at the office of the Treasurer of said City, in Modesto, California, _____ Dollars, \$ _____, in lawful money of the United States of America, being _____ months' interest then due on its 1953 Sewer Bond, Series A, . . . No. A _____, dated June 1, 1953.

Treasurer of the City of Modesto

Section 5. The Mayor of the City of Modesto and the Treasurer of said City are hereby authorized and directed, respectively, as such officers, to execute each of said bonds on behalf of said City, and the City Clerk, or one or more of his deputies, is hereby authorized and directed to countersign each of said bonds and to affix the official seal of said City thereto. Said Mayor and Treasurer are hereby each, respectively, authorized to cause said bonds to be signed by their printed, lithographed or engraved facsimile signatures. Said Treasurer is hereby authorized and directed to sign each of the interest coupons by printed, lithographed or engraved facsimile signature. Such signing, countersigning and sealing as herein provided shall be a sufficient and binding execution of said bonds and coupons by said City, and all such signatures and countersignatures, excepting that of the City Clerk or his deputies, may be printed, lithographed or engraved. In case any of such officers whose signatures or countersignatures appear on the bonds or coupons shall cease to be such officer before the delivery of such bonds to the purchaser, such signature or countersignature shall nevertheless be valid and sufficient for all purposes the same as though they had remained in office until the delivery of the bonds.

Section 6. For the purpose of paying the principal of and interest on said bonds, the Council of the City of Modesto shall, at the time of fixing the general tax levy and in the manner for such general tax levy provided, levy and collect annually each year until said bonds are paid, or until there shall be a sum in the treasury of the City set apart for that purpose to meet all sums coming due for principal and interest on such bonds, a tax sufficient to pay the annual interest on such bonds, as the same becomes due and also such part of the principal thereof as shall become due before the proceeds of a tax levied at the time for making the next general tax levy can be made available for the payment of such principal, and also sufficient to pay said interest as it falls due and to constitute a sinking fund for payment of said principal on or before maturity. Said tax shall be in addition to all other taxes levied for municipal purposes, and shall be collected at the same time and in the same manner as other municipal taxes are collected, and be used for no other purpose than the payment of said bonds and accruing interest. Said taxes as collected shall be forthwith paid into the fund for which the same were levied and collected and which shall be designated "City of Modesto 1953 Sewer Bond Fund", and all sums to become due for the principal of and interest on said bonds shall be paid from such fund. There shall likewise be deposited in said fund any moneys received on account of any premium paid on said bonds and interest accrued on said bonds from their date to the date of delivery and actual payment of the purchase price thereof.

Section 7. There is hereby created and established a fund to be known as the "1953 Sewer Improvement Fund", which shall be kept by the Treasurer of said City, and all proceeds of the sale of \$1,800,000 principal amount of said Series A bonds (except premium and accrued interest received on such sale) shall be placed by the Treasurer to the credit of

said fund and shall be kept separate and distinct from all other municipal funds, and shall be applied exclusively to the purpose and object specified in said measure set forth in Section 2 of this resolution; provided, however, that when said purpose and object has been accomplished, any moneys remaining in said fund shall be transferred to the City of Modesto 1953 Sewer Bond Fund, and be used for the payment of the principal of and interest on the bonds of said authorized issue.

Section 8. The City Clerk is directed to cause a sufficient number of blank bonds and coupons of suitable quality to be lithographed, printed or engraved, and to cause the blank spaces thereof to be filled in to comply with the provisions hereof, and to procure their execution by the proper officers, and to deliver them, when so executed, to the Treasurer of said City who shall safely keep the same until they shall be sold by the said Council, whereupon he shall deliver them to the purchaser or purchasers thereof, on receipt of the purchase price. Said Mayor, Treasurer and City Clerk are further authorized and directed to make, execute and deliver to the purchaser of said bonds a signature and no-litigation certificate in the form customarily required by purchasers of municipal bonds generally, certifying to the genuineness and due execution of said bonds and further certifying to all facts within their knowledge relative to any litigation which may or might affect said City, said officers or said bonds, and said Treasurer is further authorized and directed to make, execute and deliver to the purchaser of said bonds a Treasurer's receipt in the form customarily required by purchasers of municipal bonds, evidencing the payment of the purchase price of said bonds, which receipt shall be conclusive evidence that said purchase price has been paid and has been received by said City. Any purchaser or subsequent taker or holder of said bonds is hereby authorized to rely upon and shall be justified in relying upon any such signature and no-litigation certificate or Treasurer's receipt with respect to said bonds executed pursuant to the authority of this resolution.

Section 9. All of said Series A bonds shall be offered for public sale by the Council of the City of Modesto on the 13th day of May, 1953, and the City Clerk is hereby authorized and directed to cause notice of the sale of said bonds to be published once in The Modesto Journal & Valley Citizen, the official newspaper of said City, and such notice shall be substantially in the following form, to wit:

OFFICIAL NOTICE OF SALE

CITY OF MODESTO 1953 SEWER BONDS

SERIES A

NOTICE IS HEREBY GIVEN that sealed proposals will be received by the Council of the City of Modesto, State of California, at the office of the City Clerk thereof, City Hall, Modesto, California, on

WEDNESDAY, May 13, 1953

at the hour of 8:00 o'clock P.M. (C.D.S.T.) for the purchase of \$1,800,000 principal amount of bonds of said City designated "City of Modesto 1953 Sewer Bonds, Series A", more particularly described below. Said Series A bonds are part of an issue of \$2,450,000 aggregate principal amount authorized at an election held in said City on April 14, 1953. The remaining \$650,000 principal amount of said authorized issue will not be offered for sale prior to September 15, 1953.

ISSUE: \$1,800,000, consisting of 1800 bonds, numbered A1 to A1800, both inclusive, of the denomination of \$1,000 each, all dated June 1, 1953, and designated Series A.

MATURITIES: Said bonds mature serially in consecutive numerical order, from lower to higher, as follows:

<u>Principal Amount</u>	<u>Maturity Date</u>
	<u>June 1</u> (both years inclusive)
\$45,000	1955 - 1964
50,000	1965 - 1972
75,000	1973 - 1978
100,000	1979 - 1983

REDEMPTION: Bonds maturing by their terms on or prior to June 1, 1973, are not subject to call or redemption prior to their fixed maturity dates. Bonds maturing on and after June 1, 1974, are subject to call and redemption, at the option of said City, as a whole or in part in inverse numerical order from higher to lower on June 1, 1973, (but not prior thereto), and on any interest payment date thereafter prior to their fixed maturity date or dates at the principal amount thereof and accrued interest thereon to date of redemption, plus a premium of the following percentage of such principal amount if redeemed, as follows:

<u>Percentage</u>	<u>If redeemed on or after</u>	<u>and prior to</u>
2-1/4%	June 1, 1973	June 1, 1974
2%	June 1, 1974	June 1, 1975
1-3/4%	June 1, 1975	June 1, 1976
1-1/2%	June 1, 1976	June 1, 1977
1-1/4%	June 1, 1977	June 1, 1978
1%	June 1, 1978	June 1, 1979
3/4 of 1%	June 1, 1979	June 1, 1980
1/2 of 1%	June 1, 1980	June 1, 1981
1/4 of 1%	June 1, 1981	June 1, 1982
No premium	June 1, 1982	Maturity

INTEREST RATE: Maximum five (5) per cent. per annum, payable semi-annually on June 1 and December 1 in each year. Bidders must specify the rate of interest which the bonds hereby offered for sale shall bear. Bidders will be permitted to bid different rates of interest and to split rates irrespective of the maturities of said bonds. The interest rate stated in the bid must be in a multiple of one-quarter of one per cent. per annum, payable as aforesaid.

PAYMENT: Both principal and interest payable in lawful money of the United States of America at the office of the Treasurer of the City of Modesto, in Modesto, California.

REGISTRATION: Coupon bonds will be issued by the City. Such bonds are registerable only as to both principal and interest.

PURPOSE OF ISSUE: Said bonds are authorized by vote of two-thirds of the qualified voters voting at a special election for the purpose of authorizing bonds for the acquisition, construction and completion of a municipal sewage and industrial waste disposal system improvement for the City of Modesto.

SECURITY: Said bonds are general obligations of the City of Modesto, and said City has power and is obligated to levy ad valorem taxes for the payment of said bonds and the interest thereon upon all property within the City of Modesto, subject to taxation by said City (except certain intangible personal property, which is taxable at limited rates) without limitation of rate or amount.

TAX EXEMPT STATUS: In the event that prior to the delivery of the bonds the income received by private holders from bonds of the same type and character shall be declared to be taxable under any Federal Income Tax Laws, either by the terms of such laws or by ruling of a Federal Income Tax authority or official which is followed by the Bureau of Internal Revenue, or by decision of any Federal Court, the successful bidder may, at his option, prior to the tender of said bonds by the City, be relieved of his obligation under the contract to purchase the bonds and in such case the deposit accompanying his bid will be returned.

LEGAL OPINION: The legal opinion of Messrs. Orrick, Dahlquist, Herrington & Sutcliffe, of San Francisco, California, approving the validity of said bonds, will be furnished to the successful bidder without charge.

TERMS OF SALE

Highest Bid: The bonds will be awarded to the highest bidder considering the interest rate or rates specified and the premium offered if any. The highest bid will be determined by deducting the amount of the premium bid (if any) from the total amount of interest which the City would be required to pay from the date of said bonds to the respective maturity dates at the coupon rate or rates specified in the bid, and the award will be made on the basis of the lowest net interest cost to the City. The lowest net interest cost shall be computed between the dates aforesaid on a 360-day year basis. The purchaser must pay accrued interest from the date of the bonds to the date of delivery. The cost of printing the bonds will be borne by the City.

Right of Rejection: The City of Modesto reserves the right, in its discretion, to reject any and all bids and to waive any irregularity or informality in any bid.

Prompt Award: The Council of the City of Modesto will take action awarding the bonds or rejecting all bids not later than 24 hours after the expiration of the time herein prescribed for the receipt of proposals; provided that the award may be made after the expiration of the specified time if the bidder shall not have given to the Council notice in writing of the withdrawal of such proposal.

Prompt Delivery: Delivery of said bonds will be made to the successful bidder at the office of the City Treasurer in Modesto, California, as soon as the bonds can be prepared, but not prior to June 1, 1953.

Right of Cancellation: The successful bidder shall have the right, at his option, to cancel the contract of purchase if the City shall fail to execute the bonds and tender the same for delivery within sixty (60) days from the date of sale thereof, and in such event the successful bidder shall be entitled to the return of the deposit accompanying his bid.

Form of Bid: All bids must be for not less than all of the bonds hereby offered for sale and for not less than the par value thereof and accrued interest to date of delivery. Such bids, together with bidders' checks, must be enclosed in sealed envelopes addressed to the City Council of the City of Modesto and endorsed "Proposal for City of Modesto 1953 Sewer Bonds, Series A".

Bid Check: With each bid must be submitted a certified check or cashier's check for \$5,000, drawn on a bank or trust company transacting business in the State of California, payable to the order of the City Treasurer of the City of Modesto to secure the City from any loss resulting from the failure of the bidder to comply with the terms of his bid. In addition bidders are requested (but not required) to supply an estimate of the total net interest cost to the city on the basis of their respective bids, which shall be considered as informative only and not binding on either the bidder or the City. Checks of the unsuccessful bidders will be returned by the City by mail upon the award of the bonds. No interest will be paid upon the deposit made by the successful bidder.

* * * * *

Information relative to the financial condition of the City of Modesto will be furnished to any bidder upon request.

There is no controversy or litigation pending or threatened concerning the validity of the above issue, the corporate existence of the City, or the title of the officers thereof to their respective offices, and the City will furnish to the successful bidder a no-litigation certificate certifying to the foregoing as of and at the time of the delivery of the bonds.

Dated: April 22, 1953.

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

Section 10. The Council hereby approves the Official Statement of the City of Modesto relating to said Series A bonds in substantially the form thereof submitted at the meeting at which this resolution is adopted, and hereby directs the City Clerk to file said form with the minutes of this meeting; and R. H. Moulton & Company, financial consultant to the City, is hereby authorized and directed to cause to be printed and mailed (at the expense of the City), to prospective bidders for said Series A bonds, printed copies of said Official Statement and of said Official Notice of Sale.

Section 11. This resolution shall take effect from and after its passage and approval.

PASSED AND ADOPTED this 22nd day of April, 1953 by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

Mayor of the City of Modesto
State of California.

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,168-N.S.

A RESOLUTION OF INTENTION TO HOLD AN ELECTION FOR ANNEXATION OF THE "NORTH CENTRAL ADDITION" TO THE CITY OF MODESTO, AND PROVIDING A TIME FOR HEARING PROTESTS AGAINST THE HOLDING OF SAID ELECTION.

---oOo---

Be it resolved by the Council of the City of Modesto as follows:

SECTION 1. That it is the intention of the Council of the City of Modesto to call a special election to be held on the 16th day of June, 1953, in certain inhabited territory contiguous to said city, proposed to be annexed thereto, for the purpose of submitting to the qualified electors residing in said territory the question whether or not said territory shall be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein subjected to taxation after annexation equally with property within the city to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized up to and including the day of the election held to determine whether or not said territory shall be annexed to the city.

Said territory is described as follows:

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

Beginning at the Northeasterly corner of the existing limits of the City of Modesto at the intersection of the South line of Fairmont Avenue with the West line of McHenry Avenue, said point being 25 feet West of the East line of Section 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian; thence along said West line of McHenry Avenue, 25 feet Westerly and parallel to said East line of Section 20, North 2310 feet, more or less, to the intersection thereof with the South line of Orangeburg Avenue as said McHenry and Orangeburg Avenues are shown on map of Mensinger Tract No. 4. recorded in Volume 14 of Maps at Page 68, Records of Stanislaus County; thence along the Southerly boundary of said Orangeburg Avenue Westerly 635.19 feet to the Easterly boundary of said Mensinger Tract No. 2 according to the map thereof filed in Volume 11 of Maps at Page 30, Records of Stanislaus County; thence along the Easterly boundary of said Mensinger Tract No. 2, Southerly 10 feet to the Southerly line of Orangeburg Avenue as shown on said Map of Mensinger Tract No. 2; thence along said Southerly line of Orangeburg Avenue Westerly 659.59 feet to the Westerly boundary of said Mensinger Tract No. 2 and the Easterly boundary of Monaco Tract as said Monaco Tract is shown on the Map thereof filed in Volume 11 of Maps at Page 67, Records of Stanislaus County; thence continuing along the Southerly line of Orangeburg Avenue as shown on said map of Monaco Tract Westerly 660.00 feet to the intersection thereof with the centerline of Enslin Avenue, said centerline of Enslin Avenue being the Westerly line of said Monaco Tract and the Easterly line of the James Tract as said James Tract is shown on the map thereof filed in Volume 11 of Maps at Page 68, Records of Stanislaus County; thence continuing along the Southerly line of Orangeburg Avenue as shown on said map of James Tract Westerly 660.00 feet to the intersection thereof with the Westerly line of said James Tract said Westerly line being also the Easterly line of the right of way of the Tidewater Southern Railroad and the North-South 1/4 section line of said Section 20; thence along said 1/4 section line North 10 feet to a point 20 feet South of the centerline of Orangeburg Avenue said centerline being the Northerly East-West 1/4 1/4, section line of said Section 20; thence Westerly at a distance 20 feet Southerly and parallel with said centerline of Orangeburg Avenue to a point on the Westerly line of said right of way of the Tidewater Southern Railroad said point also being the Northeast corner of Block 6050 of the City of Modesto; thence along the existing limits of the City of Modesto as follows: Southerly to the South line of Griswold Avenue, Easterly to the East line of Magnolia Avenue, Northerly to the South line of Fairmont Avenue, and Easterly to the point of beginning.

SECTION 2. That said territory is hereby designated and identified for such election purposes and for use upon the ballots at such election as the "North Central Addition".

SECTION 3. Notice is hereby given that on the 20th day of May, 1953, at the hour of 4:35 P.M., in the Council Chambers of the City Hall of the City of Modesto, any person owning real property within said territory so proposed to be annexed and having any objection to the proposed annexation may appear before said City Council and show cause why

such territory should not be so annexed. Said protest must be in writing and shall state the name or names of the owner or owners of the property affected by such annexation and the location and area of such property in general terms. If it be found that protest is not made by owners of a majority of the separate parcels of property within the territory proposed to be annexed, further proceedings shall be taken in accordance with the law for the holding of such special election.

SECTION 4. That the City Clerk be, and he is hereby directed, to cause a copy of this resolution to be published at least once a week for two (2) successive weeks prior to the hearing in the Modesto Journal and Valley Citizen, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto.

The foregoing resolution was introduced on the 22nd day of April, 1953, by Councilman R. 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,169-N.S.

A RESOLUTION AMENDING RESOLUTION NO. 9906-N.S. ENTITLED: "A RESOLUTION ESTABLISHING SALARY SCHEDULES, CLASSES OF POSITIONS AND FIXING THE COMPENSATION OF OFFICERS AND EMPLOYEES IN THE CITY SERVICE"

---oOo---

BE IT RESOLVED that "Exhibit B" established by Section 2 of Resolution No. 9906-N.S., and entitled, "Salary Ranges and Rates of Position in the City Service", adopted on July 23, 1952, shall be and is hereby amended as follows:

With respect to position of Library Page, "Exhibit B", shall be amended to read;

UNCLASSIFIED SERVICE

<u>POSITION</u>	<u>RANGE NO.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
Library Page	Y	\$129	135	141	147	154

With respect to position of Library Clerk, "Exhibit B", shall be amended to read;

CLASSIFIED SERVICE

<u>POSITION</u>	<u>RANGE NO.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
Library Clerk I	Y	\$184	193	202	211	221

With respect to the position of Librarian I, "Exhibit B" shall be amended to read;

CLASSIFIED SERVICE

<u>POSITION</u>	<u>RANGE NO.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
Service Librarian	Y	\$253	265	277	290	304

BE IT FURTHER RESOLVED that positions and salary ranges be added to said "Exhibit B" as follows:

CLASSIFIED SERVICE

<u>POSITION</u>	<u>RANGE NO</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
Library Clerk II	Y	\$211	221	231	242	253
Janitor, Library	Y	193	202	211	221	231

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of April, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,170-N.S.

A RESOLUTION APPROVING AGREEMENT WITH THE COUNTY OF STANISLAUS FOR THE CONSTRUCTION, MAINTENANCE AND OPERATION OF AN OBSERVATION WATCH TOWER

---oOo---

BE IT HEREBY RESOLVED that an agreement with the County of Stanislaus for the construction, maintenance and operation of an observation watch tower for the use of the Ground Observer Corps on real property owned by the City of Modesto known as Roosevelt Center Park, 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 22nd day of April, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,171-N.S.

A RESOLUTION AUTHORIZING PAYMENT TO ELECTION OFFICIALS AND FOR RENTAL OF POLLING PLACES

---oOo---

BE IT HEREBY RESOLVED that the City Auditor be, and he is hereby authorized to draw warrant in the amount of \$8.00 payable to each election official who served at the General Municipal Election held in the City of Modesto and the Modesto City School District, and

BE IT FURTHER RESOLVED that payment of \$5.00 be allowed for the rental of polling places for said election and the City Auditor be and he is hereby authorized to draw warrants in payment.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of April, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,172-N.S.

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF MODESTO TO CONTACT SENATOR HUGH P. DONNELLY AND REQUEST HIM TO PRESENT AND SUPPORT AN AMENDMENT TO ASSEMBLY BILL #1 (ALLEN BILL)

---oOo---

BE IT HEREBY RESOLVED that Mayor Harry Marks of the City of Modesto be and he is hereby authorized to contact Senator Hugh P. Donnelly and request him to present an amendment to Assembly Bill #1 (Allen Bill), on the floor of the Senate and to support the amendment on behalf of this area, which would provide that if the resolution required by Sections 35117 of 35306 of the Government Code relating to the annexation of territory, contained a statement that the annexed territory shall become a part of the school district of the city, it would become a part of the city school district if the territory were annexed, and that if no such statement is included in such resolution then no change would be made in the school district boundaries by the annexation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of April, 1953 by Councilman Annan, 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,173-N.S.

A RESOLUTION ACCEPTING DEEDS OF EASEMENT FROM JOHN VELTHOEN AND NEIL M. AND IRENE T. CECIL

---oOo---

BE IT HEREBY RESOLVED that deeds of easement for the construction and maintenance of sanitary sewer lines in the College Gardens tract, be and they are hereby accepted from;

John Velthoen, a widower
Neil M. Cecil and Irene T. Cecil, husband and wife

and

BE IT FURTHER RESOLVED that the City Clerk be and he is hereby authorized to record said deeds 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 22nd day of April, 1953 by Councilman M. Adams, who moved its adoption, which motion was duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,174-N.S.

A RESOLUTION CONSENTING TO COMMENCEMENT OF PROCEEDINGS TO ANNEX INHABITED TERRITORY TO THE CITY OF MODESTO UNDER THE ANNEXATION ACT OF 1913. (FREMONT ADDITION)

---oOo---

WHEREAS, a Request for Consent to Commence Proceedings to Annex Certain Territory hereinafter described to the City of Modesto was filed with the Council of the City of Modesto on March 2, 1953, and

WHEREAS, said Council did refer said request to the City Planning Commission of Modesto for its report and recommendation on March 18, 1953, and

WHEREAS, on April 8, 1953 the Modesto City Planning Commission filed its report and recommended that consent be granted for the initiation of proceedings to annex the hereinafter described territory and has further recommended the annexation of said territory to the City of Modesto, and

WHEREAS, a description of the said territory proposed to be annexed has been submitted to the Boundary Commission of the County of Stanislaus, and

WHEREAS, said Commission has reported with respect to the definiteness and certainty of the proposed boundaries, and

~~WHEREAS, said Commission has reported with respect to the definiteness and certainty of the proposed boundaries, and~~

WHEREAS, the territory proposed to be annexed is contiguous to the City of Modesto, and is described as follows, to-wit:

All that certain real property situate in the County of Stanislaus, State of California, being a portion of the Southwest quarter of Section 17 and a portion of the Northwest quarter of the Northwest quarter of Section 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, particularly described as follows:

Beginning at a point on the corporate limits of the City of Modesto, said point being on the center line of Orangeburg Avenue and 20 feet east of the section line common to Sections 19 and 20; thence Northerly along a line 20 feet at right angles East of and parallel to said section line common to Sections 19 and 20, on the east side of Tully Avenue to its intersection with the North line of the Modesto Irrigation District Lateral No. 3 and the South line of Briggsmore Avenue as shown on the Map of the Woodman Tract as filed in Volume 16 of Maps at Page 6, Stanislaus County Records; thence easterly along said North line of Modesto Irrigation District Lateral No. 3 to its intersection with the West line of Lot 16 of the Fresno Tract as shown on the Map filed in Volume 1 of Maps at Page 76, Stanislaus County Records; thence Northerly along said West line of Lot 16 to the North line of the 40 foot road known as Briggsmore Avenue; thence Easterly along the North line of Briggsmore Avenue to its intersection with the West line of Lot 12 of the Fresno Tract; thence Southerly along the West line of Lot 12 and the West line of Lot 11 of said Fresno Tract, the West line of Lot 11 also being the West line of the Cloverfield Tract as filed in Volume 17 of Maps at Page 33, Stanislaus County Records, to a point on the South line of a 40 foot road known as Granger Avenue and the existing corporate limits of the City of Modesto, said point being on the North line of Roosevelt Center, as filed in Volume 17 of Maps, at Page 12, Stanislaus County Records; thence Westerly along said City limits to the center line of College Avenue and the west line of said Roosevelt Center; thence southerly along the City limits on said center line of College Avenue to the center line of Orangeburg Avenue; thence continuing on the City limits westerly along said center line of Orangeburg Avenue to the point of beginning.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto does hereby give its consent to the commencement of proceedings to annex the territory described in said request and herein described to the City of Modesto and consents to the publication by the proponents for annexation of Notice of Intention to Circulate Petition.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of April, 1953, by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, H. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,175-N.S.

A RESOLUTION ACCEPTING THE BID OF BRUCE FERRELL FOR THE CONSTRUCTION OF CURB AND GUTTER AT THE WESTSIDE PARK

---oOo---

BE IT HEREBY RESOLVED that the bid of Bruce Ferrel of \$2,668.51 for the construction of curb and gutter at the Westside Park be and it is hereby accepted.

BE IT FURTHER RESOLVED that the execution of agreement for the performance of the work by the authorized officials be and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Pro Tempore Merrill

Noes: Councilmen: None

Absent: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,176-N.S.

A RESOLUTION AMENDING RESOLUTION NO. 9906-N.S. ENTITLED: "A RESOLUTION ESTABLISHING SALARY SCHEDULES, CLASSES OF POSITIONS, AND FIXING THE COMPENSATION OF OFFICERS AND EMPLOYEES IN THE CITY SERVICE"

---oOo---

WHEREAS, the Council of the City of Modesto adopted Resolution No. 9906-N.S. entitled: "A RESOLUTION ESTABLISHING SALARY SCHEDULES, CLASSES POSITIONS AND FIXING THE COMPENSATION OF OFFICERS AND EMPLOYEES IN THE CITY SERVICE", on July 23, 1952, and

WHEREAS it is the desire of the Council to create a new classification of position and to establish the salary ranges for this classification,

NOW THEREFORE BE IT RESOLVED that said Resolution No. 9906-N.S. be amended as follows:

1-CLASSIFIED SERVICE

<u>POSITION</u>	<u>RANGE NO.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
Sanitarian II	15	\$325	341	358	376	395

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Pro Tempore Merrill

Noes: Councilmen: None

Absent: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,177-N.S.

A RESOLUTION AMENDING RESOLUTION NO. 9906-N.S. ENTITLED: "A RESOLUTION ESTABLISHING SALARY SCHEDULES, CLASSES OF POSITIONS AND FIXING THE COMPENSATION OF OFFICERS AND EMPLOYEES IN THE CITY SERVICE"

---oOo---

BE IT HEREBY RESOLVED that "Exhibit B", established by Section 2 of Resolution No. 9906-N.S. and entitled "Salary Ranges and Rates of Positions in the City Service" shall be and is hereby amended with respect to the position of Fire Chief to read as follows:

<u>POSITION</u>	<u>RANGE NO.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
<u>Department Heads:</u>						
Fire Chief	23	\$481	505	530	556	584

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Pro Tempore Merrill
Noes: Councilmen: None
Absent: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,178-N.S.

A RESOLUTION APPROVING AGREEMENT WITH HARRY JENKS FOR ENGINEERING SERVICES

---oOo---

BE IT HEREBY RESOLVED that the agreement between Harry Jenks and the City of Modesto, dated May 6, 1953, to provide engineering services for:

- (1) An extension to the Deck Aerator located on City's sewage and industrial waste disposal area; and
- (2) Sewage pumping station located at the intersection of Emerald Avenue and M.I.D. Lateral No. 4

and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Pro Tempore Merrill
Noes: Councilmen: None
Absent: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,179-N.S.

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZE THE CALLING FOR BIDS FOR CONSTRUCTION OF DECK AERATOR EXTENSION

---oOo---

BE IT HEREBY RESOLVED that the plans and specifications for the construction of deck aerator extension for the sewage and industrial wastes treatment works be and they are hereby approved, and

BE IT FURTHER RESOLVED that the City Clerk be authorized to call for bids to be opened on May 25, 1953 at 2:00 P.M. in the City Hall for said construction.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Pro Tempore Merrill

Noes: Councilmen: None

Absent: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,180-N.S.

A RESOLUTION SETTING DATE FOR HEARING ON COMPLAINT OF RICHARD BELT

---oOo---

WHEREAS a complaint has been filed by Richard L. Belt, as provided by Ordinance No. 512-N.S., that his son, Robert Belt, aged 3, was bitten by one of two dogs owned by Mrs. Wilma Johnson, residing at 124½ Elmwood Avenue,

NOW THEREFORE BE IT RESOLVED that the date of May 13, 1953 at 8:00 P.M. in the Council Chambers of the City Hall be set as the time and place for a hearing on said complaint, and the City Clerk is directed to notify the Poundmaster to make an investigation and to file a report of his findings, and to notify all parties of the time and place of the hearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Pro Tempore Merrill

Noes: Councilmen: None

Absent: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,181-N.S.

A RESOLUTION GRANTING PERMIT TO THE MODESTO CHURCH FEDERATION TO USE MANCINI BOWL FOR SUMMER SUNDAY EVENING SERVICES

---oOo---

WHEREAS the Modesto Church Federation has requested permission to use Mancini Music Bowl for Sunday evening services from July 12 to Sept. 6 inc., 1953 from 7:30 P.M. to 9:30 P.M.

NOW THEREFORE BE IT RESOLVED that permit be granted to the Modesto Church Federation to use the Mancini Bowl during the summer season as set forth above in accordance with the stipulations set forth in Resolution No. 8831-N.S., adopted by the Council on March 15, 1953, entitled: "A RESOLUTION ESTABLISHING POLICY FOR THE USE OF MANCINI BOWL IN GRACEADA PARK", and

BE IT FURTHER RESOLVED that permission be granted with the provision that the City of Modesto will be held harmless from any damages for injuries to property or person resulting from the use of said premises for union Sunday evening services.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Pro Tempore Merrill

Noes: Councilmen: None

Absent: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,182-N.S.

A RESOLUTION AUTHORIZING THE CALLING FOR BIDS FOR PAVING MATERIALS

---oOo---

BE IT HEREBY RESOLVED that the calling for bids for furnishing and delivering, or for furnishing, delivering and placing paving materials to cover period June 1, 1953 to June 30, 1954 be and it is hereby authorized, said bids to be opened at 2:00 P.M. Tuesday, Mzy 19, 1953 at the office of the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Pro Tempore Merrill

Noes: Councilmen: None

Absent: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,183-N.S.

A RESOLUTION APPROVING SPECIFICATIONS AND ACCEPTING INFORMAL BID OF M. J. RUDDY & SON FOR PLANT MIX AND RENTAL OF EQUIPMENT FOR THE RESURFACING OF SECTIONS OF STATE HIGHWAY ROUTES WITHIN THE CITY

---oOo---

WHEREAS, the Director of Public Works has reported that M. J. Ruddy & Son has filed the only bid for the furnishing of paving materials and certain items of equipment for the resurfacing of sections of State Highway routes within the city, and

WHEREAS the Director of Public Works has recommended that this bid be accepted.

NOW THEREFORE BE IT RESOLVED that the specification be approved and the informal bid of M. J. Ruddy & Son be accepted for plant mix and rental of equipment, on the basis submitted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman M. Adams, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, and Mayor Pro Tempore Merrill

Noes: Councilmen: None

Absent: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,184-N.S.

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND CALL FOR BIDS FOR CONSTRUCTION OF SANITARY SEWER TRUNK LINE ON EMERALD AND WOODLAND AVENUES (UNIT NO. 4)

---oOo---

BE IT HEREBY RESOLVED that the plans and specifications for the construction of sanitary sewer trunk line on Emerald and Woodland Avenues, Unit No. 4 be approved, and

BE IT FURTHER RESOLVED that the calling for bids to be opened at 2:00 P.M. on Monday, June 1, 1953 at the office of the City Clerk be approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Pro Tempore Merrill

Noes: Councilmen: None

Absent: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,185-N.S.

A RESOLUTION APPROVING AGREEMENT WITH V. J. SPEAKS FOR PAINTING OF WATER TANK AT 17th & G STREETS

---oOo---

BE IT HEREBY RESOLVED that the agreement, dated May 6 1953 between V. J. Speaks and the City of Modesto for the painting of the water tank at 17th & G Streets, belonging to the City, be and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Pro Tempore Merrill

Noes: Councilmen: None

Absent: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,186-N.S.

A RESOLUTION APPROVING AGREEMENT BETWEEN THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS AND THE CITY COUNCIL OF THE CITY OF MODESTO FOR SERVICES OF COUNTY IN CONNECTION WITH ASSESSMENT, COLLECTION, PAYMENT AND ENFORCEMENT OF CITY TAXES.

---oOo---

BE IT HEREBY RESOLVED that the agreement, dated April 14, 1953, between the Board of Supervisors of the County of Stanislaus and the City Council of the City of Modesto, fixing compensation to be paid to County of Stanislaus by City of Modesto, for services of county in connection with assessment, collection, payment and enforcement of city taxes, be approved as to form and contents and the authorized officials of the City of Modesto are hereby authorized to sign the agreement.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1953 by Councilman Annan, 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: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Pro Tempore Merrill

Noes: Councilmen: None

Absent: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,187-N.S.

A RESOLUTION APPROVING LEASE BETWEEN THE CITY OF MODESTO AND W. G. DUNLOP FOR RENTAL OF HANGAR AT MUNICIPAL AIRPORT

---oOo---

BE IT HEREBY RESOLVED that the lease between the City of Modesto and W. G. Dunlop, dated May 1, 1953, for the rental of hangar at the Municipal Airport for a term of one year at a monthly rental fee of \$100, be and it is hereby approved as to form and content.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Pro Tempore Merrill

Noes: Councilmen: None

Absent: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,188-N.S.

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN QUARESMA & ROY CARLSON ON INSTALLATION OF STREET LIGHTS IN COLLEGE CENTER TRACT

---oOo---

BE IT HEREBY RESOLVED that the agreement dated May 6, 1953 between the City of Modesto and John Quaresma, subdividers of the College Center Tract, for the payment of \$5,051.58 by the subdividers to the city to be used by the city for the purchase of street light materials to be installed by the city in the College Center Tract, be and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Pro Tempore Merrill

Noes: Councilmen: None

Absent: Mayor Marks

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,189-N.S.

A RESOLUTION CALLING A SPECIAL ELECTION TO BE HELD ON THE 9TH DAY OF JUNE, 1953, PERTAINING TO THE ANNEXATION OF THE FAIRMONT ADDITION TO THE CITY OF MODESTO.

---oOo---

WHEREAS, by Resolution No. 10,145-N.S., the City Council of the City of Modesto declared its intention to call a special election to be held on the 9th day of June, 1953 in certain inhabited territory contiguous to said City proposed to be annexed to said City, for the purpose of submitting to the qualified electors residing in said territory the question whether or not said territory shall be annexed to said City; and

WHEREAS, a copy of said Resolution was published as required by law; and

WHEREAS, at a time not later than the hour set by said Resolution for hearing objections to the proposed election, no written or oral protests were made by the owners of a majority of separate parcels of property within the territory proposed to be annexed; and

WHEREAS, all proceedings have been had in accordance with said Resolution and the Annexation Act of 1913, as amended, reference thereto hereby being made for further particulars;

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

SECTION 1: ELECTION CALLED. A special election hereby is called to be held on the 9th day of June, 1953, in the territory hereinafter described and proposed to be annexed to the City of Modesto, for the purpose of submitting to the qualified electors residing in said territory the question whether or not such territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the entire bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of said election.

Said territory is described as follows:

All that certain real property and territory located in the Southeast one-quarter of Section 20, and the Southwest one-quarter of Section 21, Township 3 South, Range 9 East, M. D. B. & M., in the County of Stanislaus, State of California, and particularly bounded and described as follows, to-wit:

Beginning on the existing City Limits at the Northeast corner of Lot 3 of Block 706 of the City of Modesto; thence Northerly 30 feet to a point on the center line of Griswold Avenue; thence Easterly 5 feet to a point on the west line of McHenry Avenue and 25 feet west of Southeast corner of Lot 2 as said Avenue and Lot 2 are shown on the map of Mission Grove Tract in Volume 8 of Maps at Page 50, Stanislaus County Records; thence along the west line of McHenry Avenue and 25 feet Westerly from and parallel to the Section line common to said Sections 20 and 21 Northerly to the Southerly line of Roseburg Avenue, said Southerly line of Roseburg Avenue being 20 feet Southerly from the East-West one-quarter Section line of said Section 20; thence Easterly along said Southerly line at Roseburg Avenue, 20 feet South of and parallel to the East-West one-quarter Section line of said Section 20 and 21 to the Westerly line of Sunrise Avenue, said Westerly line of Sunrise Avenue being 20 feet Westerly at the North-South one-quarter Section line of said Section 21; thence Southerly along the Westerly line of Sunrise Avenue, 20 feet West of and parallel to the said North-South one-quarter Section line of said Section 21 to the Southerly right of way of the Modesto Irrigation District Lateral #4 and the Northerly limits of the City of Modesto; thence Westerly along the Northerly City Limit line of the City of Modesto to the point of beginning.

SECTION 2. TIME OF OPENING AND CLOSING OF POLLS: The polls at said election shall be open at 7 o'clock A.M. of the day herein fixed for the holding of said election and shall be kept open until 7 o'clock P.M. of the same day, when the polls shall be closed.

SECTION 3. FORM OF BALLOT. Upon the ballots to be used at said election there shall be printed the words: "Shall the Fairmont Addition be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein be subjected to taxation equally with the property within the City of Modesto to pay the entire bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the election held to determine whether or not said property shall be annexed to the City?"

Opposite these words there shall be printed the words, "Yes" and "No", and to the right of each of these last two words, there shall be a voting square. If an elector shall stamp a cross (+) in the voting square after the printed word "Yes", the vote of such elector shall be counted in favor of the annexation of said territory to the City of Modesto; and if an elector shall stamp a cross (+) in the voting square after the printed word "NO", the vote of such elector shall be counted against such annexation.

In all particulars not herein recited, said election shall be held in conformity, as near as may be, with the laws of the State of California concerning general elections, and the said Annexation Act of 1913, as amended.

SECTION 4. PRECINCT AND PRECINCT OFFICERS. (a) For the purpose of said election, there is hereby established in said territory described herein one (1) voting precinct which shall include all of said territory. The following is the polling place of said election precinct, and the following named persons are hereby named officers of election and shall constitute the Board of Election for such precinct:

Polling Place: Vernon Withuhn, 217 Palm Avenue, Modesto, California

Inspector: Mrs. Ruth E. Boring, 206 East Roseburg Avenue, Modesto, California

Clerk: Mrs. Dorothy I. Raymond, 200 Palm Avenue, Modesto, California

Clerk: Mrs. Aleta L. Holgate, 137 Palm Avenue, Modesto, California

(b) For their services in connection with said election, said inspector shall receive \$8.00 and said judge and clerks \$8.00 each; and the person in possession of the polling place named herein shall receive for the use of such premises in connection with said election the sum of \$5.00.

SECTION 5. NOTICE OF SAID SPECIAL ELECTION. The City Clerk shall publish a notice of said special election as required by said Annexation Act of 1913, as amended, at least once a week for four (4) weeks prior to the date of the election on June 9, 1953, in Turlock Daily Journal, a newspaper of general circulation, printed and published outside the City of Modesto but in the County of Stanislaus, State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 13th day of May, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman M. Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,190-N.S.

SELLING CITY OF MODESTO 1953 SEWER BONDS, SERIES A

---oOo---

WHEREAS, the Council of the City of Modesto heretofore duly authorized the issuance of \$1,800,000 principal amount of bonds of the City of Modesto to be known as "City of Modesto 1953 Sewer Bonds, Series A", all dated June 1, 1953, and further duly authorized the sale of said bonds at public sale to the highest bidder therefor; and

WHEREAS, notice of the sale of said bonds has been duly given in the manner prescribed by said resolution and the following bids for said bonds were and are the only bids received by said Council:

<u>Name of Bidder</u>	<u>Net Interest Cost to City</u>
American Trust Company	\$1,080,987.50
Bank of America	956,871.50
The First National Bank of Chicago	993,604.00

AND WHEREAS, the said bid of Bank of America is the highest bid for said bonds, considering the interest rate(s) specified and the premium offered,

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

1. Said bid of Bank of America for \$1,800,000 par value of said bonds shall be and is hereby accepted, and the Treasurer of the City of Modesto is hereby authorized and directed to deliver said bonds to said purchaser thereof upon payment to said Treasurer of the purchase price, to wit: Said par value thereof and a premium of \$941.00 together with accrued interest at the following rate(s):

<u>Bond Numbers (inclusive)</u>	<u>Interest Rate Per Annum</u>
A1 to A225 inc.	5%
A226 to A650	2 1/2%
A651 to A1300	2 3/4%
A1301 to A1800	3%

Said bonds shall bear interest at the said rate(s) hereinabove set forth, payable semi-annually on June 1 and December 1,

2. All bids except the bid of Bank of America are hereby rejected and the City Clerk is hereby ordered and directed to return to the unsuccessful bidders their several checks accompanying their respective bids.

3. The City Clerk is directed to cause to be lithographed, printed or engraved a sufficient number of blank bonds and coupons of suitable quality, said bonds and coupons to show on their face that the same bear interest at the rate(s) aforesaid.

4. This resolution shall take effect from and after its passage and approval.

PASSED AND ADOPTED this 13th day of May, 1953, by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

Mayor of the City of Modesto, California

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,191-N.S.

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DALTON P. ELLIS ON COLLEGE VILLAGE NO. 2 SUBDIVISION

---oOo---

BE IT HEREBY RESOLVED that an agreement between the City of Modesto and Dalton P. Ellis, dated May 13, 1953 relating to improvements in the subdivision known as College Village No. 2 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 13th day of May, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, it was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,192-N.S.

A RESOLUTION APPROVING THE FINAL MAP OF THE COLLEGE VILLAGE NO. 2 SUBDIVISION OF THE CITY OF MODESTO

---oOo---

WHEREAS, Dalton P. Ellis is possessed of a tract of land, situated in the City of Modesto, County of Stanislaus, consisting of approximately 31.03 acres lying in the City of Modesto, County of Stanislaus, known as College Village No. 2, and

WHEREAS, a tentative map of said subdivision was approved by the County Planning Commission on April 1, 1952, and

WHEREAS, a revised tentative map of said subdivision was approved by the City Planning Commission on March 26, 1953, and

WHEREAS, the final map of said subdivision was approved by the Secretary of the City Planning Commission on May 12, 1953, and

WHEREAS, the City Engineer of the City of Modesto certified that the final map of said College Village No. 2 meets all the provisions of the California Subdivision Map Act and the City Subdivision Ordinance and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map of College Village No. 2 be approved and the streets and alleys and easements as shown thereon within the boundaries of said subdivision be accepted on behalf of the public for public use and that the City Clerk be and he is hereby authorized to certify the map of said subdivision on behalf of the City of Modesto after the fees in the amount of \$103.60, as required by Ordinance No. 1041-N.S. of the City of Modesto, for checking, copies of maps, recording, and parks and playgrounds have been paid and that subdivider has furnished a bond acceptable to the City Attorney.

BE IT FURTHER RESOLVED that the bond in the amount of \$68,700.00 be furnished in connection with the improvement required in said subdivision and that the City Manager be authorized to execute an agreement with subdivider as required by Section 6.5 of Ordinance No. 1041-N.S. 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 May, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,193-N.S.

A RESOLUTION ACCEPTING GRANT DEED FROM RAY E. AND MADGE E. STARN AND AUTHORIZING THE ISSUANCE OF GRANT DEED TO RAY E. AND MADGE E. STARN ON THE EXTENSION OF CARLA AVENUE

---oOo---

BE IT HEREBY RESOLVED that a grant deed from Ray E. and Madge E. Starn on property to be used in the extension of Carla Avenue, be and it is hereby accepted, and the City Clerk is directed to record said deed with the Recorder of Stanislaus County.

BE IT FURTHER RESOLVED that the issuance of a grant deed to Ray E. and Madge E. Starn by the City of Modesto on property deeded in error to the city in the extension of Carla Avenue be and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of May, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10, 194-N.S.

A RESOLUTION ACCEPTING DEEDS FROM WILLIAM STENSAAS & LOUIS E. RAY (EXTENSION OF AMHURST AVENUE)

---oOo---

BE IT HEREBY RESOLVED that grant deeds from Louis E. Ray and Lucile E. Ray and William McK Stensaas and Mildred E. Stensaas, dated May 7, 1953, in the extension of Amhurst Avenue be and they are hereby accepted, and

BE IT FURTHER RESOLVED that said deeds be recorded 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 13th day of May, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,195-N.S.

A RESOLUTION APPROVING AGREEMENT WITH RAY E. STARN FOR THE IMPROVEMENT OF CAMPUS TRACT NO. 6

---000---

BE IT HEREBY RESOLVED that the agreement between the City of Modesto and Ray E. Starn, dated May 13, 1953, for the improvements in Campus Tract #6, 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 13th day of May, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10, 196-N.S.

A RESOLUTION APPROVING THE FINAL MAP OF CAMPUS TRACT #6 OF THE CITY OF MODESTO.

WHEREAS, Ray E. Starn is possessed of a tract of land, situated in the City of Modesto, County of Stanislaus, consisting of approximately 3.74 acres of land, known as Campus Tract #6, and

WHEREAS, a tentative map of said subdivision was approved by the City Planning Commission on the 7th day of April, 1953, and

WHEREAS, the final map of said subdivision was approved by the Secretary of the City Planning Commission on May 13, 1953, and

WHEREAS, the City Engineer of the City of Modesto certified that the final map of said Campus Tract #6 meets all the provisions of the California Subdivision Map Act and the City Subdivision Ordinance and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED that said final map of Campus Tract #6 be approved and the streets and alleys and easements as shown thereon within the boundaries of said subdivision be accepted on behalf of the public for public use and that the City Clerk be and he is hereby authorized to certify the map of said subdivision on behalf of the City of Modesto after the fees in the amount of \$555.10, as required by Ordinance No. 1041-N.S. of the City of Modesto, for checking, copies of maps, recording, and parks and playgrounds have been paid and that subdivider has furnished a bond acceptable to the City Attorney.

BE IT FURTHER RESOLVED that the bond in the amount of \$6300.00 be furnished in connection with the improvement required in said subdivision and that the City Manager be authorized to execute an agreement with subdivider as required by Section 6.5 of Ordinance No. 1041-N.S. 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 May, 1953 by Councilman Annan, 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,197-N.S.

A RESOLUTION ACCEPTING THE BID OF THE STANISLAUS IMPLEMENT & HARDWARE COMPANY ON SUBMERSIBLE DEEP WELL TURBINE PUMP

---oOo---

BE IT HEREBY RESOLVED that the informal bid of the Stanislaus Implement & Hardware Company of \$5,296.02 for a Submersible Deep Well Turbine Pump, be accepted as recommended 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 13th day of May, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,198-N.S.

A RESOLUTION APPROVING CLAIM OF ORRICK, DAHLQUIST, HERRINGTON & SUTCLIFFE

---oOo---

BE IT HEREBY RESOLVED that the claim of Orrick, Dahlquist, Herrington & Sutcliffe for \$3600.00 for the preparation of proceedings for the authorizing of \$2,450,000 principal amount of "City of Modesto 1953 Sewer Bonds" and proceedings for the issue and sale of, and to examination and report on \$1,800,000 principal amount of Series A of said Bonds, be approved, as provided by agreement dated February 2, 1953, and warrant be issued in payment.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of May, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,199-N.S.

A RESOLUTION EXTENDING THE FINAL DATE FOR THE INSTALLATION OF TAXIMETERS IN TAXICABS OPERATING IN THE CITY OF MODESTO TO July 1, 1953

---oOo---

WHEREAS, Resolution No. 10,119-N.S. of the City of Modesto, established May 15, 1953, as the final date for the installation of taximeters/operating in the City of Modesto, as provided by Ordinance No. 1053-N.S. and

WHEREAS, the Council has been advised that delivery of these taximeters cannot be obtained by said date.

NOW THEREFORE, BE IT RESOLVED that the final date as provided by said Resolution No. 10,119-N.S. be extended from May 15, 1953 to July 1, 1953 for the installation of taximeters.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of May, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,200-N.S.

A RESOLUTION ACKNOWLEDGING RECEIPT OF A COPY OF NOTICE OF INTENTION TO CIRCULATE PETITIONS TO ANNEX TERRITORY TO THE CITY OF MODESTO AND APPROVING THE CIRCULATION OF PETITION. (FREMONT ADDITION)

---oOo---

WHEREAS, on May 7, 1953 Joseph D. Corey, William H. Jopes, Jr. and Leslie G. Knoles, published in the Modesto Journal and Valley Citizen, the official newspaper of the City of Modesto a notice of Intention to Circulate a Petition within said territory hereinafter described for the purpose of securing sufficient signatures to request the Council of the City of Modesto to call an election to determine whether the electors residing within said territory do or do not desire said territory to be annexed to the City of Modesto, and

WHEREAS, said territory is inhabited, and

WHEREAS, said notice contained the names of the proponents intending to circulate the petition and the specific boundaries of the territory proposed to be annexed and was accompanied by printed statement not exceeding 500 words in length containing reasons for the petition, and

WHEREAS, on May 8, 1953, and within ten days after publication of said notice, there was filed in the office of the City Clerk of the City of Modesto a copy of the notice and statement and an affidavit of the publication of said notice,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Council acknowledges receipt of the copy of the notice and accompanying statement and receipt of the affidavit of publication and said Council hereby approves the circulation of the petition for annexation within the territory described in said notice and hereinafter described, provided the petition contains a request that the question to be submitted to the electors residing in the territory proposed to be annexed shall be whether the territory shall be annexed to and incorporated in and made a part of the City of Modesto and the property therein subjected to taxation after annexation equally with the property within the city to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized up to and including the day of the election held to determine whether or not said property shall be annexed to the city.

Said territory is described as follows:

All that certain real property situate in the County of Stanislaus, State of California, being a portion of the Southwest quarter of Section 17 and a portion of the Northwest quarter of the Northwest quarter of Section 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, particularly described as follows:

Beginning at a point on the corporate limits of the City of Modesto, said point being on the center line of Orangeburg Avenue and 20 feet east of the section line common to Sections 19 and 20; thence Northerly along a line 20 feet at right angles East of and parallel to said section line common to Sections 19 and 20, on the east side of Tully Avenue to its

intersection with the North line of the Modesto Irrigation District Lateral No. 3 and the South line of Briggsmore Avenue as shown on the Map of the Woodman Tract as filed in Volume 16 of Maps at Page 6, Stanislaus County Records; thence easterly along said North line of Modesto Irrigation District Lateral No. 3 to its intersection with the West line of Lot 16 of the Fresno Tract as shown on the Map filed in Volume 1 of Maps at Page 76, Stanislaus County Records; thence Northerly along said West line of Lot 16 to the North line of the 40 foot road known as Briggsmore Avenue; thence Easterly along the North line of Briggsmore Avenue to its intersection with the West line of Lot 12 of the Fresno Tract; thence Southerly along the West line of Lot 12 and the West line of Lot 11 of said Fresno Tract, the west line of Lot 11 also being the West line of the Cloverfield Tract as filed in Volume 17 of Maps at Page 33, Stanislaus County Records, to a point on the South line of a 40 foot road known as Granger Avenue and the existing corporate limits of the City of Modesto, said point being on the North line of Roosevelt Center, as filed in Volume 17 of Maps at Page 12, Stanislaus County Records; thence Westerly along said City Limits to the center line of College Avenue and the west line of said Roosevelt Center; thence southerly along the City limits on said center line of College Avenue to the center line of Orangeburg Avenue; thence continuing on the City limits westerly along said center line of Orangeburg Avenue to the point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of May, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried ~~the~~ ^{and} the resolution adopted by the following vote:
Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,201-N.S.

A RESOLUTION AUTHORIZING REFUND OF PROPERTY TAX ERRONEOUSLY COLLECTED

---oOo---

BE IT HEREBY RESOLVED that refund of \$2.70 be authorized to H. L. Holdren for property taxes erroneously collected for years 1949-50 and 1950-51, since the householder's exemption of \$100 had not been allowed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of May, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,202-N.S.

A RESOLUTION OPPOSING PASSAGE OF ASSEMBLY BILL 817

---oOo---

WHEREAS Assembly Bill 817, relating to county, city and state sales tax, will be considered by the Assembly Revenue and Taxation Committee on May 21, 1953, and

WHEREAS, the Council of the City of Modesto does hereby go on record as opposing the adoption of this bill

NOW THEREFORE BE IT RESOLVED that the City Clerk be directed to send a copy of this resolution to the aforesaid committee chairman and to Assemblyman Ralph M. Brown voicing the protest of the Council of the City of Modesto against the adoption of Assembly Bill 817.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of May, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,203-N.S.

A RESOLUTION OPPOSING SENATE CONSTITUTIONAL AMENDMENT NO. 26

---oOo---

BE IT HEREBY RESOLVED that the Council of the City of Modesto does hereby go on record as opposing the adoption of Senate Constitutional Amendment No. 26, which would subject counties, cities and districts municipally owned property to ad valorem taxation, on the basis that these are public agencies set up to serve the people in these areas on the basis that they do not pay taxes.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of May, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried^{and} the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,204-N.S.

A RESOLUTION AUTHORIZING MAYOR MARKS TO CONTACT ASSEMBLYMAN RALPH M. BROWN AND OTHER CITIES RELATIVE TO SENATE BILL 623

---oOo---

BE IT HEREBY RESOLVED that Mayor Harry Marks be authorized to contact Assemblyman Ralph M. Brown, by telephone, and confirm by telegram, and urge that Senate Bill 623, which would change the law to provide that when an area was seeking annexation to a chartered city, that it would not automatically become a part of the city school district, be referred back to committee, and

BE IT FURTHER RESOLVED that Mayor Marks request other cities to contact their own representatives in the State Legislatures and urge similar action.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto, held on the 13th day of May, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,205-N.S.

A RESOLUTION CALLING A SPECIAL ELECTION TO BE HELD ON THE 16th DAY OF JUNE, 1953, PERTAINING TO THE ANNEXATION OF THE NORTH CENTRAL ADDITION TO THE CITY OF MODESTO.

---oOo---

WHEREAS, by Resolution No. 10,168-N.S., the City Council of the City of Modesto declared its intention to call a special election to be held on the 16th day of June, 1953 in certain inhabited territory contiguous to said City proposed to be annexed to said City, for the purpose of submitting to the qualified electors residing in said territory the question whether or not said territory shall be annexed to said City; and

WHEREAS, a copy of said Resolution was published as required by law; and

WHEREAS, at a time not later than the hour set by said Resolution for hearing objections to the proposed election, no written or oral protests were made by the owners of a majority of separate parcels of property within the territory proposed to be annexed; and

WHEREAS, all proceedings have been had in accordance with said Resolution and the Annexation Act of 1913, as amended, reference thereto hereby being made for further particulars;

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

SECTION 1: ELECTION CALLED. A special election hereby is called to be held on the 16th day of June, 1953, in the territory hereinafter described and proposed to be annexed to the City of Modesto, for the purpose of submitting to the qualified electors residing in said territory the question whether or not such territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the entire bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of said election.

Said territory is described as follows:

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

Beginning at the Northeasterly corner of the existing limits of the City of Modesto at the intersection of the South line of Fairmont Avenue with the West line of McHenry Avenue, said point being 25 feet West of the East line of Section 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian; thence along said West line of McHenry Avenue, 25 feet Westerly and parallel to said East line of Section 20, North 2310 feet, more or less, to the intersection thereof with the South line of Orangeburg Avenue as said McHenry and Orangeburg Avenues are shown on map of Mensinger Tract No. 4 recorded in Volume 14 of Maps at Page 68, Records of Stanislaus County; thence along the Southerly boundary of said Orangeburg Avenue Westerly 635.19 feet to the Easterly boundary of Mensinger Tract No. 2 according to the map thereof filed in Volume 11 of Maps at Page 30, Records of Stanislaus County; thence along the Easterly boundary of said Mensinger Tract No. 2, Southerly 10 feet to the Southerly line of Orangeburg Avenue as shown on said Map of Mensinger Tract No. 2; thence along said Southerly line of Orangeburg Avenue Westerly 659.59 feet to the Westerly boundary of said Mensinger Tract No. 2 and the Easterly boundary of Monaco Tract as said Monaco Tract is shown on the Map thereof filed in Volume 11 of Maps at Page 67, Records of Stanislaus County; thence continuing along the Southerly line of Orangeburg Avenue as shown on said Map of Monaco Tract Westerly 660.00 feet to the intersection thereof with the centerline of Enslin Avenue, said centerline of Enslin Avenue being the Westerly line of said Monaco Tract and the Easterly line of the James Tract as said James Tract

is shown on the map thereof filed in Volume 11 of Maps at Page 68, Records of Stanislaus County; thence continuing along the Southerly line of Orangeburg Avenue as shown on said map of James Tract Westerly 660.00 feet to the intersection thereof with the Westerly line of said James Tract said Westerly line being also the Easterly line of the right of way of the Tidewater Southern Railroad and the North-South 1/4 section line of said Section 20; thence along said 1/4 section line North 10 feet to a point 20 feet south of the centerline of Orangeburg Avenue said centerline being the Northerly East-West 1/4 1/4 section line of said Section 20; thence Westerly at a distance 20 feet Southerly and parallel with said centerline of Orangeburg Avenue to a point on the Westerly line of said right of way of the Tidewater Southern Railroad said point also being the Northeast corner of Block 6050 of the City of Modesto; thence along the existing limits of the City of Modesto as follows: Southerly to the South line of Griswold Avenue, Easterly to the East line of Magnolia Avenue, Northerly to the South line of Fairmont Avenue, and Easterly to the point of beginning.

SECTION 2. TIME OF OPENING AND CLOSING OF POLLS: The polls at said election shall be open at 7 o'clock A.M. of the day herein fixed for the holding of said election and shall be kept open until 7 o'clock P.M. of the same day, when the polls shall be closed.

SECTION 3. FORM OF BALLOT. Upon the ballots to be used at said election there shall be printed the words: "Shall the North Central Addition be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein be subjected to taxation equally with the property within the City of Modesto to pay the entire bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the election held to determine whether or not said property shall be annexed to the City?"

Opposite these words there shall be printed the words, "Yes" and "No", and to the right of each of these last two words, there shall be a voting square. If an elector shall stamp a cross (+) in the voting square after the printed word "Yes", the vote of such elector shall be counted in favor of the annexation of said territory to the City of Modesto, and if an elector shall stamp a cross (+) in the voting square after the printed word "No", the vote of such elector shall be counted against such annexation.

In all particulars not herein recited, said election shall be held in conformity, as near as may be, with the laws of the State of California concerning general elections, and the said Annexation Act of 1913, as amended.

SECTION 4. PRECINCT AND PRECINCT OFFICERS. (a) For the purpose of said election, there is hereby established in said territory described herein two (2) voting precincts to be known and described as follows:

Special Election Precinct No. 1

Special Election Precinct No. 2

Said special election precincts have been established by utilizing the General election precincts within said territory as established by the orders or resolutions of the Board of Supervisors of Stanislaus County, California, now in force for General election purposes, which said orders or resolutions now on file are hereby referred to and by such reference made a part hereof for greater certainty and a more particular description of the boundaries thereof in the following manner (said precincts so established by said Board of Supervisors being herein referred to as "general election precincts"):

Said general election precinct so designated by the said Board of Supervisors as Mensinger Precinct is hereby established as Special Election Precinct No. 1.

Said general election precinct so designated by the said Board of Supervisors as Earl Precinct is hereby established as Special Election Precinct No. 2.

The following is the polling place of said Special Election Precinct No.1, and the following named persons are hereby named officers of election and shall constitute the Board of Election for such precinct:

Polling Place: J. W. Fritts Garage, 433 West Roseburg Avenue, Modesto, California
Inspector: Mrs. Martha A. Zimmerman, 433 Baldwin Avenue, Modesto, California
Judge: Mrs. Margery L. Hollandsworth, 439 Baldwin Avenue, Modesto, California
Clerk: Mrs. Margaret B. Norquist, 1300 Marilyn Street, Modesto, California
Clerk: Mrs. Mary Edna Vaccaro, 1315 Sycamore Avenue, Modesto, California

The following is the polling place of said Special Election Precinct No.2, and the following named persons are hereby named officers of election and shall constitute the Board of Election for such precinct:

Polling Place: Clyde D. Booth Garage, 1005 Magnolia Avenue, Modesto, California
Inspector: Mr. Anton W. Hanneman, 901 Sycamore Avenue, Modesto, California
Judge: Mrs. Margaret H. Ashmun, 229 Mensinger Avenue, Modesto, California
Clerk: Mrs. Ivy King, 1012 Douglas Street, Modesto, California
Clerk: Mrs. Adella H. Tierney, 1004 Sycamore Avenue, Modesto, California

(b) For their services in connection with said election, said inspector shall receive \$8.00 and said judge and clerks \$8.00 each; and the person in possession of the polling place named herein shall receive for the use of such premises in connection with said election the sum of \$5.00.

SECTION 5. NOTICE OF SAID SPECIAL ELECTION. The City Clerk shall publish a notice of said special election as required by said Annexation Act of 1913, as amended, at least once a week for four (4) weeks prior to the date of the election on June 16th, 1953, in Turlock Daily Journal, a newspaper of general circulation, printed and published outside the City of Modesto but in the County of Stanislaus, State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 20th day of May, 1953, by Councilman Arata who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Arata, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,206-N.S.

A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF MODESTO AND THE GRAMONT CORPORATION PROVIDING FOR THE PLACEMENT OF A COINTYPER IN THE MUNICIPAL LIBRARY, AND AUTHORIZING THE EXECUTION OF SUCH AGREEMENT

---oOo---

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

That the City Librarian be, and he is hereby authorized to enter into an agreement on behalf of the City of Modesto with the Gramont Corporation for the placement of Coin-typers in the Municipal Library.

Said agreement shall provide that the City shall receive twenty (20%) per cent of all the money taken in by the machine, and that Company will take care of all mechanical service. Said agreement shall also provide that no obligation or expense of any kind is incurred or undertaken by City, and that City reserves the right to require said machine to be removed at any time for any reason whatsoever.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto, held on the 20th day of May, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Arata, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,207-N.S.

A RESOLUTION OF THE CITY OF MODESTO ENDORSING ASSEMBLY BILL 339 REQUIRING MEETINGS OF LOCAL GOVERNMENTAL AGENCIES TO BE PUBLICLY CONDUCTED.

---oOo---

WHEREAS, there has been introduced at the present session of the Legislature of the State of California a bill known as Assembly Bill 339 which requires that meetings held by the legislative bodies of local governmental agencies must be conducted publicly, and

WHEREAS, this Council is of the opinion that the enactment of said bill is in the public interest and general welfare, and

WHEREAS, said bill was unanimously passed by the Assembly of the State of California, and

WHEREAS, said bill was tabled when heard by the Senate Committee on Governmental Efficiency, and

WHEREAS, said bill has been scheduled for a rehearing by said Senate Committee on Governmental Efficiency,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that this Council earnestly requests the Senate Committee on Governmental Efficiency to reconsider its action on Assembly Bill 339, and urgently recommends that said Committee give said bill a "do pass" recommendation.

BE IT FURTHER RESOLVED that the City Clerk transmit a copy of this resolution to the Honorable Harry L. Parkman, Chairman of the Senate Committee on Governmental Efficiency, the Honorable Hugh P. Donnelly, the Honorable Assemblyman Ralph Brown, 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 20th day of May, by Councilman R. 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: M. Adams, R. Adams, Arata, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan, Merrill.

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,208-N.S.

A RESOLUTION REJECTING BIDS ON PAVING MATERIALS FOR YEAR ENDING JUNE 30, 1954

---oOo---

BE IT HEREBY RESOLVED that the bids for the furnishing of paving materials for the year ending June 30, 1954, received by the City be and they are hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of May, 1953 by Councilman Mellis, 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: M. Adams, R. Adams, Arata, Mellis and Mayor Marks
Noes: Councilmen: None
Absent: Annan and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,209-N.S.

A RESOLUTION ACCEPTING GRANT DEED FROM RAY AND MADGE STARN

---oOo---

BE IT HEREBY RESOLVED that a grant deed from Ray Starn and Madge Starn, husband and wife, dated May 14, 1953 to the City of Modesto on property to be used in the extension of Amhurst Avenue, be and it is hereby accepted.

BE IT FURTHER RESOLVED that the City Clerk be and he is hereby directed to record said grant deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of May, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: M. Adams, R. Adams, Arata, Mellis and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Annan and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,210-N.S.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO ADOPTING BUDGET AND APPROVING MEMORANDUM OF AGREEMENT FOR EXPENDITURE OF GAS TAX ALLOCATION FOR MAJOR CITY STREETS

---oOo---

WHEREAS, a memorandum of agreement has been presented to be entered into with the State of California in accordance with a project statement submitted by the City of Modesto for expenditure of the gas tax allocation to cities for the fiscal year 1954, 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 the Mayor 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.

Adopted this 27th day of May, 1953.

ATTEST: REX E. GAILFUS, CITY CLERK

MAYOR OF THE CITY OF MODESTO

RESOLUTION NO. 10,211-N.S.

A RESOLUTION AUTHORIZING FINAL PAYMENT TO M. J. RUDDY AND SON FOR CONSTRUCTION OF CONCRETE FOUNDATION FOR HANGAR UNITS AT THE MUNICIPAL AIRPORT

---oOo---

BE IT HEREBY RESOLVED that final payment of \$900.00 be and it is hereby authorized to M. J. Ruddy and Son for construction of concrete foundation for hangar units at the Municipal Airport, as the 25 day lien period required by the contract has expired and no claims have been filed against the contractor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of May, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Arata, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,212-N.S.

A RESOLUTION AUTHORIZING FINAL PAYMENT FOR PAVING OF PORTION OF VIRGINIA AVENUE AND A PORTION OF EIGHTH STREET

---oOo---

BE IT HEREBY RESOLVED that final payment be authorized of \$5,912.12 to the Standard Materials, Inc., for the paving of a portion of Virginia Avenue and a portion of Eighth Street, as the 35 day lien period required by the contract, has expired and no claims have been filed against the constructor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of May, 1953 by Councilman Mellis, 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: M. Adams, R. Adams, Arata, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,213-N.S.

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE LA SOMBRA ADDITION TO THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR HEARING OBJECTIONS TO THE PROPOSED ANNEXATION

---oOo---

WHEREAS, a petition for annexation to the City of Modesto was filed by WILBUR E. GRANT and MRS. FLORENCE FIELDS on May 25th, 1953, to annex to the City of Modesto, under the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, the area or territory hereby designated as the LA SOMBRA ADDITION, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

All that certain real property situate in the County of Stanislaus, State of California, being a portion of Block 259 of Las Palmas Village as filed in Volume 14, page 16 of Maps, Stanislaus County Records, particularly described as follows:

Beginning at the Northwest corner of said Las Palmas Village, thence easterly along the centerline of La Sombra S. 89° 54' 30" E. 174.30 feet, thence S. 0° 05' 30" W. 30 feet, thence S. 89° 54' 30" E. 124.30 feet, thence S. 0° 49' E. 143.87 feet, thence N. 89° 54' 30" W. 120 feet, thence N. 0° 49' W. 38.94 feet, thence N. 89° 54' 30" W. 178.59 feet, thence N. 0° 49' 30" W. 134.93 feet to the point of beginning being a portion of La Sombra, Lots 19, 20, 21, 22, 23 and a portion of Lots 17 and 18.

and

WHEREAS, it appears to the Council of the said City and the Council after hearing evidence finds that said petition is in proper form and that the real property described therein and hereinabove described is contiguous to the City of Modesto and that said petition is signed by the owners of not less than one-fourth of the land in the territory by area, and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, being the County in which the territory is situated, and that less than twelve registered voters reside within said territory, and that said territory is uninhabited territory within the meaning of Annexation of Uninhabited Territory Act of 1939.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto, and notice is hereby given that the 1st day of July, 1953, at the hour of 4:15 o'clock P.M. of said day, in the Council Chambers of the City Hall, located at 717 Tenth 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. At any time before the hour set for hearing objections, any owner of property within the territory may file written protests against the annexation, which protest shall state the name of the owner of the property effected and the description and area of the property in general terms.

BE IT FURTHER RESOLVED that 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 Journal and Valley Citizen, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto, and shall also cause a copy of this resolution to be published in the Ceres Courier, being a newspaper of general circulation published outside 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.

BE IT FURTHER RESOLVED that 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 in 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.

The foregoing resolution was introduced at a regular meeting held on the 27th day of May, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilmen Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,214-N.S.

A RESOLUTION ACCEPTING THE BID OF KE-STON & MUNY FOR THE EXTENSION OF THE DECK AERATOR FOR SEWAGE AND INDUSTRIAL WASTES TREATMENT WORKS

---oOo---

BE IT HEREBY RESOLVED that the bid of Ke-Ston & Muny of \$16,750.00 for the extension of the Deck Aerator for sewage and industrial wastes treatment works be and it is hereby accepted as it is the lowest bid received, and

BE IT HEREBY RESOLVED that the entering into an agreement with the successful bidder for the completion of the work be approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of May, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,215-N.S.

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR SANITARY SEWER TRUNK LINE ON ORANGEBURG, TULLY AND BRIGGSMORE AVENUES

---oOo---

BE IT HEREBY RESOLVED that the plans and specifications for the construction of a sanitary sewer trunk line on Orangeburg, Tully and Briggsmore Avenues be and they are hereby approved, and

BE IT FURTHER RESOLVED that calling for bids for above described construction be and it is hereby authorized in accordance with the procedure contained in section 1307 of the City Charter, said bids to be opened at 10:00 A.M. on Monday, June 29, 1953, at the office of the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of May, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,216-N.S.

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF A SEWAGE PUMPING PLANT FOR EMERALD AVENUE TRUNK SEWER

---oOo---

BE IT HEREBY RESOLVED that the plans and specifications for the construction of a sewage pumping plant for the Emerald Avenue trunk sewer be and they were hereby approved, and

BE IT FURTHER RESOLVED that the calling for bids for the said construction be authorized in accordance with the procedure contained in section 1307 of the City Charter, said bids to be opened at 2:00 P.M. June 29, 1953, in the Council Chambers.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of May, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,217-N.S.

A RESOLUTION APPROVING THE SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR FURNISHING ELECTRICAL EQUIPMENT

---oOo---

BE IT HEREBY RESOLVED that the specifications for furnishing electrical equipment (street lighting material) be approved, and

BE IT FURTHER RESOLVED that the calling for bids for the furnishing of said material be authorized in accordance with the procedure contained in section 1307 of the City Charter, said bids to be opened on June 29 at 2:00 P.M. in the Council Chambers.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of May, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,218-N.S.

A RESOLUTION AUTHORIZING APPROPRIATION TRANSFER OF \$14,400

---oOo---

BE IT HEREBY RESOLVED that the appropriation transfer of \$14,400 be approved from the Public Works Department, Street and Sewage Disposal budget to the Water Department for the purchase of water line extension materials to serve McHenry Village.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of May, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Counfilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,219-N.S.

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO. (HUDSON-UCCELLO ADDITION).

---oOo---

WHEREAS, a petition has been filed 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 portion of the North half of the Northeast quarter of Section 6, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, and more particularly described as follows, to-wit:

Commencing at the Northeast corner of said Section 6; thence along the East line of said Section and along the City Limits line of the City of Modesto South 0° 24' East 677.83 feet to the Southeasterly corner of said City Limits and the true point of beginning of this description; thence continuing along said Section line South 0° 24' East 611.90 feet to a point 15 feet Northerly from the quarter-quarter section line through the Northeast quarter of said Section 6 and on the Northerly line of the County Road 60 feet in width known as Rouse Avenue; thence along said Northerly line of Rouse Avenue South 89° 00' West 1614.80 feet to a point which bears North 89° 00' East 1032.90 feet and North 1° 00' West 15.00 feet from the Southwest corner of said North-half of Northeast quarter of Section 6; thence North 1° 00' West 696.32 feet; thence North 89° 00' East and parallel to the North line of said Rouse Avenue, 190.00 feet; thence North 1° 00' West 164.00 feet to a point on the South line of the parcel of land described in deed recorded in Vol. 204 of Deeds at Page 569, Records of Stanislaus County Recorder's Office; thence North 89° 00' East along the South line of said deed, and parallel to the North line of said Rouse Ave. a distance of 792.08 feet to the Southeast corner of said deed above mentioned and a point on the West City limits line of the City of Modesto; thence along said City Limits line South 1° 00' East 232.41 feet and North 89° 05' East 639.28 feet to the true point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of May, 1953, by Councilman Merrill, 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEXT: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,220

A RESOLUTION APPROVING AGREEMENT WITH JOE MINENI JR. AND NINA MINENI FOR THE IMPROVEMENTS OF THE CAMPUS TRACT NO. 4

---oOo---

BE IT HEREBY RESOLVED that the agreement, dated May 27, 1953, between the City of Modesto and Joe Mineni, Jr. and Nina Mineni, husband and wife, for the improvements of Campus Tract No. 4 be approved and the execution of said agreement is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of May, 1953 by Councilman Annan, 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,221-N.S.

A RESOLUTION APPROVING THE FINAL MAP OF THE CAMPUS TRACT NO. 4 SUBDIVISION OF THE CITY OF MODESTO

---oOo---

WHEREAS, Joe Mineni, Jr. and Nina Mineni, husband and wife, are possessed of a tract of land situated in the City of Modesto, County of Stanislaus, consisting of approximately 5 acres lying in the City of Modesto, County of Stanislaus, known as Campus Tract No. 4, and

WHEREAS, a tentative map of said subdivision was approved by the City Planning Commission on the 6th day of January, 1953, and

WHEREAS, the final map of said subdivision 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 Tract No. 4 meets all the provisions of the California Subdivision Map Act and the City Subdivision Ordinance and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED that said final map of Campus Tract No. 4 be approved and the streets and alleys and easements as shown thereon within the boundaries of said subdivision be accepted on behalf of the public for public use and that the City Clerk be, and he is hereby authorized to certify the map of said subdivision on behalf of the City of Modesto after the fees in the amount of \$340.10, as required by Ordinance No. 1041-N.S. for checking, copies of maps, recording, and parks and playgrounds have been paid and subdivider has furnished a bond acceptable to the City Attorney, or, in lieu thereof, has posted a cash deposit with the City Clerk in the sum of \$1,700.00.

BE IT FURTHER RESOLVED that the City Manager be authorized to execute an agreement with subdivider as required by Section 6.5 of Ordinance No. 1041-N.S.

The foregoing resolution was introduced at a regular meeting of The Council of the City of Modesto held on the 27th day of May, 1953 by Councilman

R. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,222-N.S.

A RESOLUTION OF THE CITY OF MODESTO URGING THE ADOPTION OF SENATE BILL 1100, AS NOW AMENDED, PROVIDING A REVISED FORMULA FOR DISTRIBUTING FINES AND FORFEITURES RECEIVED BY MUNICIPAL AND JUSTICE COURTS.

---oOo---

WHEREAS, there has been introduced in the 1953 General Session of the Legislature of the State of California a bill known as Senate Bill 1100, which establishes a revised formula for the distribution of fines and forfeitures received by municipal and justice courts, based upon the relation of income to costs to cities during the 1949, 1950 and 1951 calendar years, and

WHEREAS, the proposed revised formula is designed to restore each city in California to the relative position it occupied with respect to the distribution of fines and forfeitures prior to the adoption and institution of the plan for the revision of the inferior courts of the State of California, and

WHEREAS, said bill is consistent with the assurances given the cities regarding the distribution of fines and forfeitures when the court reorganization program was being proposed and debated, and

WHEREAS, Senate Bill 1100, as now amended, provides a fair and equitable formula for the distribution of such fines and forfeitures,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it vigorously favors the adoption of Senate Bill 1100, as now amended.

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to transmit a copy of this resolution to the Chairman of the Senate Judiciary Committee, the Chairman of the Assembly Judiciary Committee, Senator Hugh P. Donnelly, and Assemblyman Ralph M. Brown, 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 27th day of May, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried, and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,223-N.S.

A RESOLUTION OF THE CITY OF MODESTO OPPOSING THE PASSAGE OF ASSEMBLY CONSTITUTIONAL AMENDMENT 58, RELATING TO THE TRANSFER OF CITY FIRE DEPARTMENTS TO COUNTIES

---oOo---

WHEREAS there has been introduced in the 1953 General Session of the Legislature of the State of California, Constitutional Amendment 58, which provides for the assumption by counties, of all fire protection functions in the counties, and

WHEREAS if this Constitutional Amendment should be passed by the Legislature and approved by the people, it would be possible for a county under a county charter to take over all fire fighting functions within the county, including those performed by cities within the county, and

WHEREAS, such a charter provision would remove the fire fighting function from the city government, and transfer all city equipment and personnel to the county to the detriment of the residents of the cities within counties, and

WHEREAS such a transfer of fire fighting function is a waste of public funds and a reduction of the fire fighting efficiency now obtained by city fire departments,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it is vigorously opposed to consideration or passage of Assembly Constitutional Amendment 58,

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to transmit a copy of this resolution to the Chairman of the Committee on Constitutional Amendments, Senator Hugh P. Donnelly and Assemblyman Ralph M. Brown, 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 27th day of May, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,224-N.S.

A RESOLUTION AWARING BID FOR CONSTRUCTION OF SANITARY TRUNK SEWER LINE ON EMERALD AND WOODLAND AVENUES TO STOCKTON CONSTRUCTION COMPANY

---oOo---

BE IT HEREBY RESOLVED that the bid of the Stockton Construction Company of \$136,272.00 for the construction of a sanitary sewer trunk line on Emerald and Woodland Avenues be and it is hereby accepted, as it was the lowest bid received, and

BE IT HEREBY RESOLVED that the execution of an agreement for the completion of the work is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of June, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,225-N.S.

A RESOLUTION DECLARING THE INTENTION OF THE CITY OF MODESTO TO SELL CERTAIN REAL PROPERTY BELONGING TO THE CITY.

---oOo---

WHEREAS, the following described real property, situate in the City of Modesto, County of Stanislaus, State of California, to-wit:

Lots 21 to 24 inclusive, in Block 36 of the City of Modesto, according to the Official Map thereof, filed in the office of the County Recorder of Stanislaus County, California, on December 21, 1942, in Vol. 15 of Maps,

is the property of the City of Modesto, and

WHEREAS, said real property will not, at the time of delivery of title or possession, be needed for city purposes, and

WHEREAS, the City Council intends, and hereby declares its intention to sell and convey for cash, all its right, title and interest in and to said real property hereinabove described,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it will, on the 17th day of June, 1953, in the Council Chambers of the City Hall, 717 - 10th Street, Modesto, California, in public meeting, at the hour of 4:30 P.M. receive and consider sealed proposals to purchase said hereinabove described parcel of real property, and

BE IT FURTHER RESOLVED that no commission shall be paid on the sale to any licensed real estate broker by the City, and

BE IT FURTHER RESOLVED that the City will furnish the buyer a policy of title insurance guaranteeing marketable title to said property, and

BE IT FURTHER RESOLVED that at said time and place all sealed proposals which have been received shall, in public session, be opened, examined and declared by this Council, and that at said time and place this Council will sell to the highest responsible bidder said hereinbefore described real property; provided, however, that if upon a call for oral bidding in said session, any responsible person will offer to purchase said property upon the terms and conditions specified in this resolution for a purchase price exceeding by at least five (5%) per cent the highest of said written proposals submitted to this Council, then the highest of any of the oral bids which shall be made by any responsible person shall be finally accepted. This Council, however, reserves the right at such session to reject any and all bids, either written or oral, and to withdraw said hereinbefore described real property from being sold, and

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to cause a copy of this Resolution to be published in full at least once not less than five (5) days before the date of said meeting in the Modesto Journal and Valley Citizen, the official newspaper of the City of Modesto, and

BE IT FURTHER RESOLVED that said bids, whether written or oral, must be accompanied by cash or a cashier's check or a certified check, certified to by some responsible bank or banker, and made payable to the City of Modesto in an amount equal to at least ten (10) per cent of the amount bid, to be retained by said City as agreed and liquidated damages should the party who bid is accepted by the City Council fail to deposit with the City Clerk the amount of his bid within five (5) days after written notice of acceptance of said bid shall be given.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of June, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilmen R. Adams, was upon roll call carried and the Resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,226-N.S.

A RESOLUTION AUTHORIZING FINAL PAYMENT TO INDUSTRIAL ELECTRIC COMPANY ON CONTRACT FOR TRAFFIC SIGNALS AT McHENRY & MORRIS AVENUES

---oOo---

WHEREAS, a report has been filed by the Director of Public Works that a final payment of \$2,166.67 is due the Industrial Electrical Company for the installation of traffic signals at McHenry and Morris Avenues, and

WHEREAS, the 35 day lien period has expired, as required by the contract, and no claims have been filed against the contractor.

NOW THEREFORE BE IT RESOLVED that the payment of \$2,166.67 to the said contractor, as recommended by the Director of Public Works, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of June, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,227-N.S.

A RESOLUTION APPROVING AGREEMENT FOR WATER AND SEWER SERVICES FOR McHENRY VILLAGE INC.

---oOo---

BE IT HEREBY RESOLVED that the agreement between the City of Modesto and McHenry Village Inc. for the furnishing of city water and sewer services to a tract of land located outside the city limits, dated June 3, 1953, be and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said agreement be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of June, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,228-N.S.

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A REQUEST FOR CONSENT TO ANNEX CERTAIN INHABITED TERRITORY TO THE CITY OF MODESTO. (GRANGER ADDITION).

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WHEREAS, a request has been filed by certain persons residing therein, stating that they desire to commence proceedings to annex certain inhabited territory to the City of Modesto, which territory is more specifically described hereinafter, and

WHEREAS, it appears that said territory is subdivided and contiguous to the City of Modesto, and

WHEREAS, the Council of the City of Modesto cannot consent to the commencement of proceedings to annex subdivided territory to the City until it has received a report or recommendation from the Modesto City Planning Commission,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said request for consent to commence proceedings to annex the following described inhabited territory be referred to the Modesto City Planning Commission for its report or recommendation. The territory referred to is situated in the County of Stanislaus, State of California, and more particularly described as follows:

All that certain real property situate in the County of Stanislaus, State of California, in Sections 17 and 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Beginning at the point of intersection of the South line of Orangeburg Avenue and the West line of McHenry Avenue as shown on the map of the Mensinger Tract Number 4, filed in Volume 14 of Maps at Page 68, Stanislaus County Records, said point being 25 feet at right angles Westerly from the Section line common to Sections 20 and 21; thence Northerly on the West Side of McHenry Avenue along a line parallel to and 25 feet at right angles Westerly from said Section line common to Sections 20 and 21 to the South line of the Modesto Irrigation District Lateral Number 3; thence Westerly along said South line of Modesto Irrigation District Lateral Number 3 to the point of intersection with the West line of the Tidewater Southern Railway Company right of way said point also being the East line of the Cloverfield Tract as filed in Volume 17 of Maps at Page 33, Stanislaus County Records; thence Southerly along said line to the point of intersection with the center line of the 40 foot road known as Granger Avenue; thence Easterly along the center line of Granger Avenue 60 feet to the East line of the Tidewater Southern Railway Company right of way which also is a line parallel to and 30 feet East of the West line of Lots 2 and 19 of Weil Colony, filed in Volume 3 of Maps at Page 37, Stanislaus County Records; thence Southerly along said East line to the point of intersection with the North line of Orangeburg Avenue; thence Westerly 30 feet along said North line of Orangeburg Avenue; thence Southerly at right angles to Orangeburg Avenue 50 feet to the South line of Orangeburg Avenue said line being also the North line of Block 6007 of the James Tract as filed in Volume 11 of Maps at page 68, Stanislaus County Records; thence 660.00 feet Easterly along said South line of Orangeburg Avenue to the center line of Enslin Avenue and the East boundary of said James Tract being also the West boundary of the Monaco Tract as filed in Volume 11 of Maps at Page 67, Stanislaus County Records; thence continuing 660.00 feet Easterly along the South line of Orangeburg Avenue, as shown on said Monaco Tract, to the east boundary of said Monaco Tract being also the West boundary of the Mensinger Tract Number 2 as filed in Volume 11 of Maps as Page 30, Stanislaus County Records, thence continuing 659.59 feet Easterly along the South line of Orangeburg Avenue as shown on said Mensinger Tract Number 2, to the East boundary of said Mensinger Tract Number 2 being also the West boundary of Mensinger Tract Number 4; thence northerly along the westerly boundary of said Mensinger Tract Number 4, 10 feet to the southerly line of Orangeburg Avenue as shown on the Mensinger Tract No. 4; thence easterly along Orangeburg Avenue 635.19 feet to the point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of June, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,229-N.S.

A RESOLUTION APPROVING AGREEMENT WITH CHESTER D. NATTINGER, CERTIFIED PUBLIC ACCOUNTANT FOR THE AUDITING OF THE RECORDS FOR THE YEAR ENDING JUNE 30, 1953

---oOo---

BE IT HEREBY RESOLVED that the agreement, dated June 3, 1953 between the City of Modesto and Chester C. Nattinger, Certified Public Accountant, for the auditing of the records for the year ending June 30, 1953, as provided by Section 1306 of the City Charter, be and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of June, 1953 by Councilman M. 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: M. Adams, R. Adams, Amnan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,230-N.S.

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE HUDSON-UCCELLO ADDITION TO THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR HEARING OBJECTIONS TO THE PROPOSED ANNEXATION.

---oOo---

WHEREAS, a petition for annexation to the City of Modesto was filed by GIULIANO UCCELLO and ROY L. HUDSON on May 25, 1953, to annex to the City of Modesto, under the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, the area or territory hereby designated as the HUDSON-UCCELLO ADDITION, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

All that portion of the North half of the Northeast quarter of Section 6, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, and more particularly described as follows, to-wit:

Commencing at the Northeast corner of said Section 6; thence along the East line of said Section and along the City Limits line of the City of Modesto South 0° 24' East 677.83 feet to the Southeasterly corner of said City Limits and the true point of beginning of this description; thence continuing along said Section line South 0° 24' East 611.90 feet to a point 15 feet Northerly from the quarter-quarter Section line through the Northeast quarter of said Section 6 and on the Northerly line of the County Road 60 feet in width known as Rouse Avenue; thence along said northerly line of Rouse Avenue South 89° 00' West 1614.80 feet to a point which bears North 89° 00' East 1032.90 feet and North 1° 00' West 15.00 feet from the Southwest corner of said Northhalf of Northeast quarter of Section 6; thence North 1° 00' West 696.32 feet; thence North 89° 00' East and parallel to the North line of said Rouse Avenue, 190.00 feet; thence North 1° 00' West 164.00 feet to a point on the South line of the parcel of land described in deed recorded in Vol. 204 of Deeds at Page 569, Records of Stanislaus County Recorder's Office; thence North 89° 00' East along the South line of said deed and parallel to the North line of said Rouse Avenue a distance of 792.08 feet to the Southeast corner of said deed above mentioned and a point on the West City Limits line of the City of Modesto; thence along said City Limits line South 1° 00' East 232.41 feet and North 89° 05' East 639.28 feet to the true point of beginning,

and

WHEREAS, it appears to the Council of the said City and the Council after hearing evidence finds that said petition is in proper form and that the real property described therein and hereinabove described is contiguous to the City of Modesto and that said petition is signed by the owners of not less than

one-fourth of the land in the territory by area, and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, being the County in which the territory is situated, and that less than twelve registered voters reside within said territory, and that said territory is uninhabited territory within the meaning of the Annexation of Uninhabited Territory Act of 1939.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto, and notice is hereby given that the 15th day of July, 1953, at the hour of 4:30 o'clock P.M. of said day, in the Council Chambers of the City Hall, located at 717 Tenth 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. At any time before the hour set for hearing objections, any owner of property within the territory may file written protests against the annexation, which protest shall state the name of the owner of the property effected and the description and area of the property in general terms.

BE IT FURTHER RESOLVED that in the event said territory is annexed to the City of Modesto, it shall become a part of the Modesto City School District.

BE IT FURTHER RESOLVED that 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 Journal and Valley Citizen, 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 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.

BE IT FURTHER RESOLVED that 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 in 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.

The foregoing ~~resolution~~ was introduced at a regular meeting held on the 10th day of June, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,231-N.S.

A RESOLUTION AUTHORIZING THE CALLING FOR BIDS FOR OFFICIAL ADVERTISING FOR FISCAL YEAR 1953-54

---oOo---

BE IT HEREBY RESOLVED that the calling for bids for the publication of the official advertising of the City of Modesto for the fiscal year ending June 30, 1954, in accordance with the procedure contained in section 1311 of the City Charter, be authorized. Said bids are to be opened on Monday, June 22, 1953 at 2:00 P.M.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of June, 1953 by Councilman Mellis, 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: M. Adams, R. Adams, Annan, Arata, Mellis, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,232-N.S.

A RESOLUTION ACCEPTING DEED FROM ROY L. HUDSON & IVY JOE HUDSON

---oOo---

BE IT HEREBY RESOLVED that a deed from Roy L. Hudson and Ivy Joe Hudson for a ten foot strip of land to be used in the development of Sutter Avenue as an 80 foot street, be and it is hereby accepted, and

BE IT FURTHER RESOLVED that said deed be recorded 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 10th day of June, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilmen M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,233-N.S.

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZE THE CALLING FOR BIDS ON SEWER TRUNK LINE ON GRANGER AVENUE BETWEEN TULLY AND McHENRY AVENUES

---oOo---

WHEREAS, plans and specifications for the construction of a sanitary sewer trunk line on Granger Avenue between Tully and McHenry Avenues have been presented to the Council for its consideration by the Director of Public Works,

NOW THEREFORE BE IT RESOLVED that the plans and specification for the above project be and they are hereby approved and the calling for bids be authorized, in accordance with the procedure contained in Section 1307 of the City Charter. Said bids to be opened at 2:00 P.M. on Monday, July 6, 1953 at the office of the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of June, 1953 by Councilman Merrill who moved its adoption, which resolution was duly seconded by Councilman Annan, was upon roll call carried and adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,234-N.S.

A RESOLUTION APPROVING RENEWAL OF LEASE WITH NATHAN J. PROVINCE DBA PACIFIC AIRCRAFT SERVICE FOR RENTAL OF AIRPLANE HANGAR AT THE MUNICIPAL AIRPORT

---oOo---

BE IT HEREBY RESOLVED that the renewal of an existing lease between the City of Modesto and Nathan J. Province d.b.a. Pacific Aircraft Service for the rental of an airplane hangar at the Municipal Airport 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 June, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman H. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,235-N.S.

A RESOLUTION AUTHORIZING THE CALLING FOR BIDS FOR FURNISHING AND DELIVERING PAVING MATERIAL FOR YEAR ENDING June 30, 1954

---oOo---

BE IT HEREBY RESOLVED that the calling for bids for furnishing and delivering, or for furnishing, delivering and placing paving material in accordance with the specifications on file in the office of the Director of Public Works and in accordance with the procedure contained in Section 1307 of the City Charter be authorized. Said bids to be opened on Tuesday, June 30, 1953 at 10:00 A.M. in the office of the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of June, 1953 by Councilman Mellis, 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,236-N.S.

A RESOLUTION APPROVING EXTENSION OF AGREEMENT WITH HARRY JENKS

---oOo---

WHEREAS the agreement with Harry N. Jenks, Consultant Sanitary Engineer, dated June 4, 1952 provides for the extension of the agreement, and

WHEREAS it is the expressed desire of the Council that this agreement be extended for a term of one year commencing June 4, 1953, as well as the desire of Harry N. Jenks,

NOW THEREFORE BE IT RESOLVED that said agreement be extended for a term of one year commencing June 4, 1953 with the provision that the agreement may be terminated by either party at any time by giving 30 days' written notice to the other party.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of June, 1953 by Councilman Merrill, 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,237-N.S.

A RESOLUTION AMENDING RESOLUTION NO. 10,044-N.S. OF THE CITY OF MODESTO ENTITLED, "A RESOLUTION ESTABLISHING A SPECIAL PARKING ZONE IN FRONT OF THE WASHINGTON SCHOOL ON WASHINGTON STREET IN THE CITY OF MODESTO".

---oOo---

WHEREAS, the Council of the City of Modesto adopted Resolution No. 10,044-N.S. entitled, "A Resolution Establishing A Special Parking Zone in Front of the Washington School on Washington Street in the City of Modesto" on the 10th day of December, 1952, and

WHEREAS, it is the desire of the Council to revise the location of the special parking zone established in front of the Washington School on Washington Street as recommended by the Police Department,

NOW, THEREFORE, BE IT RESOLVED that said Resolution No. 10,044-N.S. be, and it is hereby amended to read as follows:

"Now, Therefore, Be It Resolved by the Council of the City of Modesto that a special parking zone, consisting of four (4) angle parking spaces, be established in front of the Washington School on Washington Street, to be located as follows:

Commencing thirty-one (31) feet north of the alley in Block 400 and ending eighty-five (85') feet north of said alley.

Be It Further Resolved that the use of said special parking zone between 9:00 A.M. and 5:00 P.M., five days a week, shall be limited to the parking of those vehicles which transport such children to and from said school for treatments.

Be It Further Resolved that no vehicle shall be parked in said special parking zone for a period longer than one hour.

Be It Further Resolved that the Chief of Police cause said special parking zone to be properly marked and signed in accordance with the provisions of this resolution."

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of June, 1953 by Councilman M. 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,238-N.S.

A RESOLUTION ACCEPTING CONTRACT AS COMPLETED BY BRUCE FERREL FOR CURB AND GUTTER AT WESTSIDE PARK AND AUTHORIZING PROGRESS PAYMENT

---oOo---

WHEREAS, the Director of Public Works has filed a report approving the contract as completed by contractor Bruce Ferrel for the construction of curb and gutter at Westside Park and recommending acceptance of the contract.

NOW THEREFORE BE IT RESOLVED that the contract as completed for said construction be accepted from Bruce Ferrel and regular estimate No. 1 and Final in the amount of \$2,030.54 be authorized to said contractor and the City Clerk is hereby directed to file Notice of Completion with the County Recorder.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of June, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,239-N.S.

A RESOLUTION AUTHORIZING PAYMENT TO M. J. RUDDY & SON FOR PAVING MATERIALS AND EQUIPMENT RENTAL ON RESURFACING OF STATE HIGHWAY ROUTES

---oOo---

BE IT HEREBY RESOLVED that payment of \$9,414.50 be and it is hereby authorized to M. J. Ruddy & Sons for the furnishing of plant mixed asphaltic surfacing material and the rental of certain pieces of equipment used in the completion of the resurfacing of State Highway Routes in the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of June, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,240-N.S.

A RESOLUTION APPROVING AGREEMENT WITH CODDING HOMES FOR SEWER AND WATER SERVICE TO BRIGGSMORE TRACT

---oOo---

BE IT HEREBY RESOLVED that the agreement dated June 10, 1953 between the City of Modesto and Coddling Homes for the furnishing of sewer and water services to the Briggsmore Tract be and it is hereby approved and the execution of said agreement is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of June, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,241-N.S.

A RESOLUTION AUTHORIZING PAYMENT OF AUDIT ON COMPREHENSIVE LIABILITY POLICY AND APPROVING APPROPRIATION TRANSFER

---oOo---

WHEREAS, the audit for the 1951-52 comprehensive public liability and property damage policy in the amount of \$1,544.19 is due and payable.

BE IT HEREBY RESOLVED that payment of said claim be authorized to the Modesto Insurance Agent's Association, and

BE IT FURTHER RESOLVED that appropriation transfer of \$1,045.00 from the general reserve to automobile insurance for \$500.00 and to public liability insurance of \$545.00 be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of June, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,242-N.S.

A RESOLUTION AUTHORIZING THE CALLING OF A SPECIAL COUNCIL MEETING ON TUESDAY JUNE 16 at 4:00 P.M.

---oOo---

BE IT HEREBY RESOLVED that the calling of a special meeting of the Council on Tuesday, June 16 at 4:00 P.M. for the canvassing of ballots of the special election held on June 9 for the annexation of the Fairmont Addition to the City of Modesto be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of June, 1953 by Councilman Merrill who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,243-N. S.

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

WHEREAS, a special election was held on the 9th day of June, 1953, in the Fairmont Addition, near the City of Modesto, County of Stanislaus, State of California, and contiguous to the City limits of said City, and which territory is particularly described as follows, to-wit:

All that certain real property and territory located in the Southeast one-quarter of Section 20, and the Southwest one-quarter of Section 21, Township 3 South, Range 9 East, M. D. B. & M., in the County of Stanislaus, State of California, and particularly bounded and described as follows, to-wit:

Beginning on the existing City limits at the Northeast corner of Lot 3 of Block 706 of the City of Modesto; thence Northerly 30 feet to a point on the centerline of Griswold Avenue; thence Easterly 5 feet to a point on the west line of McHenry Avenue and 25 feet west of Southeast corner of Lot 2 as said Avenue and Lot 2 are shown on the map of Mission Grove Tract in Volume 8 of Maps at Page 50, Stanislaus County Records; thence along the west line of McHenry Avenue and 25 feet Westerly from and parallel to the Section line common to said Sections 20 and 21 Northerly to the Southerly line of Roseburg Avenue, said Southerly line of Roseburg Avenue being 20 feet Southerly from the East-West one-quarter Section line of said Section 20; thence Easterly along said Southerly line at Roseburg Avenue, 20 feet South of and parallel to the East-West one-quarter Section line of said Section 20 and 21 to the Westerly line of Sunrise Avenue, said Westerly line of Sunrise Avenue being 20 feet Westerly at the North-South one-quarter Section line of said Section 21; thence Southerly along the Westerly line of Sunrise Avenue, 20 feet West of and parallel to the said North-South one-quarter Section line of said Section 21 to the Southerly right of way line of the Modesto Irrigation District Lateral No. 4 and the Northerly limits of the City of Modesto; thence Westerly along the Northerly City Limit line of the City of Modesto to the point of beginning, and

WHEREAS, the said City Council of the City of Modesto finds after due examination that due notice of said election was published in the Turlock Daily Journal, a newspaper of general circulation printed and published outside the City of Modesto, but in Stanislaus County, California, which said notice appeared in said newspaper on May 15th, 22nd, 29th, and June 5th, all in the year 1953, and that prior to said publication in said newspaper, a date was set giving due notice that owners of property in said Fairmont Addition could appear before said City Council on the 6th day of May, 1953, to protest holding of said election; and it further appearing to the said Council and the said Council so finds that all other requirements of the annexation Act of 1913 and all other requirements of the Election Laws of the State of California have been duly and regularly followed and that all of the procedures adopted and employed in the annexation proceedings and in the holding of said election are proper and legal, and

WHEREAS, the City Council of the City of Modesto is now sitting as a Canvassing Board to canvass the results of said election and has received all of the returns of said election and finds that the same are now in proper form, and have opened and canvassed the same and ascertained the result of said election as hereinafter stated, and

WHEREAS, after the holding of said election, the election officers thereof delivered to and deposited with the Clerk of this Council the ballots, tally sheets, and returns of said election, and it appearing and the Council so finding that the proposition submitted at said election was whether or not such territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the entire bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of said election,

NOW, THEREFORE, BE IT RESOLVED, CERTIFIED, AND DECLARED BY THE COUNCIL OF THE CITY OF MODESTO that the said Special Election held in said territory to determine whether or not said territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the entire bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of said election was regularly called, held, and conducted as required by law; that the proper and complete returns thereof have been made and received by said Council; that the same have been properly canvassed; that from the returns so canvassed as aforesaid it appears and the Council so finds that at said special election the total number of votes cast at the polls was ^{and} is two hundred twenty (220); that the number of votes cast at said polls in favor of annexation was and is eighty two (82); that the number of votes cast at said polls opposed to annexation of said territory was and is one hundred thirty seven (137); that the number of votes cast at said polls which were voided was and is one (1).

That said City Council sitting as such Canvassing Board further finds that the measure, to-wit, "Shall the Fairmont Addition be annexed to, incorporated in, and made a part of the City Of Modesto, and the property therein be subjected to taxation equally with the property within the City of Modesto to pay the entire bonded indebtedness of the City of Modesto outstanding or authorized at the date of the election held to determine whether or not said property shall be annexed to the City?" failed to received a majority of the votes cast for annexation and that therefore said measure did not carry.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 16th day of June, 1953 by Councilman D. Mellis, 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: N. Adams, Annan, Arata, Mellis, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,244-N. S.

A RESOLUTION AUTHORIZING PAYMENT TO ELECTION OFFICIALS AND RENTAL OF POLLING PLACES FOR THE SPECIAL ELECTION FOR THE ANNEXATION OF THE FAIRMONT ADDITION TO THE CITY OF MODESTO

BE IT HEREBY RESOLVED that payment of \$8.00 to each official serving at the special election held on June 9, 1953 for the annexation of Fairmont Addition to the City of Modesto be authorized, and

BE IT FURTHER RESOLVED that payment of \$5.00 be authorized for the rental of the polling place at said election.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 16th day of June, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Annan, R. Adams, Arata, Mellis, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,245-N. S.

A RESOLUTION COMMENDING THE MODESTO CHAPTER OF THE JUNIOR CHAMBER OF COMMERCE.

WHEREAS, The Junior Chamber of Commerce is an organization of civic minded and public spirited young men whose objectives include the improvement and development of their communities and the training of their individual members for business advancement and civic leadership, and

WHEREAS, Junior Chamber training has better fitted many young men to assume the responsibility of civic leadership in their communities, and

WHEREAS, the Modesto Chapter of the Junior Chamber of Commerce has consistently and faithfully worked to promote the improvement and betterment of the City of Modesto,

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto hereby commends the Modesto Chapter of the Junior Chamber of Commerce for its outstanding accomplishments in the past in this connection and it hereby urges the local Junior Chamber to aggressively and zealously continue such activities in the future.

BE IT FURTHER RESOLVED that a duly authenticated copy of this Resolution be transmitted by the City Clerk to the Modesto Junior Chamber of Commerce.

The foregoing resolution was introduced at a regular meeting of the Council ~~of the Council~~ of the City of Modesto held on the 17th day of June, 1953 by Councilman Mellis, 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

(SEAL)

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,246-N. S.

A RESOLUTION AWARDDING BIDS ON FURNISHING STREET LIGHTING MATERIALS

---oOo---

BE IT HEREBY RESOLVED that the bids be awarded for the furnishing of street lighting materials as follows:

Items 1 and 2	Taper Tube Pole Co.	\$3,951.50	Delivery 4 weeks
Item 2	General Electric Supply Co.	2,546.00	Deliver 45 days
Item 4 and 5	Modesto Electric Co.	810 83	Delivery at once

as recommended by the Public Works Department, as these bids are the lowest bids received.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of June, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,247-N. S.

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS ON TRAFFIC ISLANDS AT MAZE BLVD. FIFTH, L AND WASHINGTON STREETS

-----oOo-----

BE IT HEREBY RESOLVED that the plans and specifications for the furnishing of all materials, labor, tools, and appliances and the doing of all the work involved in the construction of traffic islands at Maze Blvd., Fifth, L, and Washington Streets, be approved and the calling for bids for said construction be authorized, said bids to be opened at 10:00 A. M. Monday, July 6, 1953, at the office of the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of June, 1953, by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,248-N. S.

A RESOLUTION EXTENDING A LOADING ZONE ON THE NORTH SIDE OF "J" STREET BETWEEN TENTH AND ELEVENTH STREETS IN THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 10,114-N. S.

-----oOo-----

BE IT RESOLVED by the Council of the City of Modesto that the loading zone presently existing on the north side of "J" Street, between Tenth and Eleventh Streets in the City of Modesto, beginning sixty-eight and one-half (68½') feet from the property line on the east side of Tenth Street and ending ninety-six and one-half (96½') feet from the property line on the east side of Tenth Street be extended as follows:

Along the north side of "J" Street from a point beginning sixty-eight and one-half (68½) feet from the property line on the east side of Tenth Street and ending one hundred seventeen (117') feet from the property line on the east side of Tenth Street.

BE IT FURTHER RESOLVED that the Director of Public Works be, and he is hereby directed to cause the above described location to be marked and posted in accordance with the provisions of this resolution and the applicable laws of the City.

BE IT FURTHER RESOLVED that Resolution No. 10,114-N. S. of the City of Modesto, be, and it is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 17th day of June, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,249-N. S.

A RESOLUTION AUTHORIZING THE LEASE OF A SAFE DEPOSIT BOX FROM THE ANGLO CALIFORNIA NATIONAL BANK AND AUTHORIZING CERTAIN SPECIFIED OFFICIALS TO HAVE ACCESS TO SAID BOX.

---oOo---

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

1. That the Anglo California National Bank of San Francisco, at its Modesto Branch in Modesto, California, be and it is hereby selected for the purpose of leasing a Safe Deposit Box for the use of the City; that access to said box shall be by any one of the following named persons:

<u>Names of Authorized Persons</u>	<u>Titles</u>
Rex E. Gailfus	City Clerk and Auditor
Fred W. Lawrence	Director of Finance and Ex-officio treasurer

2. That all rules, regulations, terms and conditions of the said Bank governing the operation of its Safe Deposit Department that are now in force or that may be promulgated from time to time, are hereby ratified and will be observed in connection with the leased box of this City; that the City Clerk of this City is hereby empowered to affix the corporate name and seal to such "Safe Deposit Agreement" that said Bank may require and that such action will be binding upon this City; that said "Safe Deposit Agreement" was duly presented to the City Council at this meeting and the terms thereof read and approved.

3. That the authority of access hereby conferred shall remain in force until written notice of the revocation thereof shall be received by said Bank; and that the certification of the City Clerk of this City as the election and appointment of such persons authorized to have access to said box, whether officers of this City or others, shall be binding upon this City.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto on the 17th day of June, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

(SEAL)

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,249-N. S. (A)

A RESOLUTION AUTHORIZING PAYMENT OF \$2000.00 TO THE CHAMBER OF COMMERCE

---oOo---

BE IT HEREBY RESOLVED that claim of the Chamber of Commerce of \$2,000.00 dated June 8, 1953, as provided by contractual agreement between the City and the Chamber of Commerce be and it is hereby allowed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of June, 1953, by Councilman R. 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO.10,250-N. S.

A RESOLUTION COMMENDING THE STAFF OF THE LEAGUE OF CALIFORNIA CITIES FOR OUTSTANDING SERVICES RENDERED AT THE 1953 GENERAL SESSION OF THE LEGISLATURE OF THE STATE OF CALIFORNIA

---oOo---

WHEREAS, the staff of the League of California Cities ably and vigorously represented the interests of the Cities in California at the 1953 General Session of the Legislature of the State of California, and

WHEREAS, said staff consistently, earnestly and aggressively proposed and advocated the adoption of a realistic highway program for the fastest growing state in this nation, and

WHEREAS, said staff well and faithfully advocated and encouraged the passage or defeat, as the case may be, of legislation in order to effectuate the policies adopted by the Cities of California through the League of California Cities and its Board of Directors, and

WHEREAS, said staff was eminently successful in its efforts in this connection, and

WHEREAS, the members of said staff were ever alert to protect the basic principle of home rule and self government by cities against any encroachment advocated by special selfish interests, and

WHEREAS, the activities of the members of said staff at said session were in the protection of the public interest and fostered the general welfare of the people of this State,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the members of the staff of the League of California Cities be commended for the outstanding manner in which they performed their duties in connection with the 1953 General Session of the Legislature of the State of California.

BE IT FURTHER RESOLVED that a duly authenticated copy of this resolution be transmitted by the City Clerk to the members of the staff and to the Board of Directors of the League of California Cities in recognition of their services.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of June, 1953, by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

(SEAL)

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,251-N. S.

A RESOLUTION COMMENDING THE HONORABLE RALPH M. BROWN FOR HIS SERVICES AS STATE ASSEMBLYMAN REPRESENTING STANISLAUS COUNTY IN THE 1953 GENERAL SESSION OF THE STATE OF CALIFORNIA

---oOo---

WHEREAS, the Honorable Ralph M. Brown is the incumbent State Assemblyman from the 30th Assembly District, representing Stanislaus County, and

WHEREAS, said Ralph M. Brown attended and participated in the 1953 General Session of the Legislature of the State of California in such capacity, and

WHEREAS, said Ralph M. Brown rendered valuable service to his constituents during such session by sponsoring legislation designed to advance the public interest and general welfare and promoting more efficient and better government in this state, and

WHEREAS, the general voting record of said Assemblyman at said session indicates that he is cognizant of the needs of the state and this county, in particular, and earnestly endeavored to secure the adoption of desirable legislation and opposed oppressive and undesirable legislation,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said Ralph M. Brown be commended for the outstanding manner in which he carried out the responsibilities of his office as Assemblyman of the 30th Assembly District in serving the public interest.

BE IT FURTHER RESOLVED that a duly authenticated copy of this resolution be transmitted by the City Clerk to said Ralph M. Brown in recognition of his services.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of June, 1953, by Councilman Mellis, 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: R. Adams, M. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

(SEAL)

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,252-N. S.

A RESOLUTION ACCEPTING THE BID OF GIDDING BROTHERS, REPRESENTING THE PHOENIX INDEMNITY COMPANY FOR COMPREHENSIVE GENERAL LIABILITY AND PROPERTY DAMAGE INSURANCE

---oOo---

BE IT HEREBY RESOLVED that the bid of \$8,729 40 submitted by Gidding Brothers, representing the Phoenix Indemnity Company, for comprehensive general liability and property damage insurance, for the year beginning June 27, 1953, for the City of Modesto be accepted upon the condition that the City will have the right to approve the selection of the insurance adjuster and servicing agent.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of June, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,253-N. S.

A RESOLUTION DETERMINING THE RESULT OF AN ELECTION HELD IN THE NORTH CENTRAL ADDITION FOR ANNEXATION OF SAID TRACT TO THE CITY OF MODESTO.

---oOo---

WHEREAS, a special election was held on the 16th day of June, 1953, in the North Central Addition, near the City of Modesto, County of Stanislaus, State of California, and contiguous to the City limits of said City, and which territory is particularly described as follows, to-wit:

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

Beginning at the Northeasterly corner of the existing limits of the City of Modesto at the intersection of the South line of Fairmont Avenue with the West line of McHenry Avenue, said point being 25 feet West of the East line of Section 20, Township 3 South, Range 9 East; Mount Diablo Base and Meridian; thence along said West line of McHenry Avenue, 25 feet Westerly and parallel to said East line of Section 20, North 2310 feet, more or less, to the intersection thereof with the South line of Orangeburg Avenue as said McHenry and Orangeburg Avenues are shown on map of Mensinger Tract No. 4 recorded in Volume 14 of Maps at Page 68, Records of Stanislaus County; thence along the Southerly boundary of said Orangeburg Avenue Westerly 635.19 feet to the Easterly boundary of Mensinger Tract No. 2 according to the map thereof filed in Volume 11 of Maps at Page 30, Records of Stanislaus County; thence along the Easterly boundary of said Mensinger Tract No. 2, Southly 10 feet to the Southerly line of Orangeburg Avenue as shown on said Map of Mensinger Tract No. 2; thence along said Southerly line of Orangeburg Avenue Westerly 659.59 feet to the Westerly boundary of said Mensinger Tract No. 2 and the Easterly boundary of Monaco Tract as said Monaco Tract is shown on the Map thereof filed in Volume 11 of Maps at Page 67, Records of Stanislaus County; thence continuing along the Southerly line of Orangeburg Avenue as shown on said map of Monaco Tract Westerly 660.00 feet to the intersection thereof with the centerline of Enslin Avenue, said centerline of Enslin Avenue being the Westerly line of said Monaco Tract and the Easterly line of the James Tract as said James Tract is shown on the map thereof filed in Volume 11 of Maps at Page 68, Records of Stanislaus County; thence continuing along the Southerly line of Orangeburg Avenue as shown on said map of James Tract Westerly 660.00 feet to the intersection thereof with the Westerly line of said James Tract said Westerly line being also the Easterly line of the right of way of the Tidewater Southern Railroad and the North ^{South} 1/4 section line of said Section 20; thence along said 1/4 section line North 10 feet to a point 20 feet South of the centerline of Orangeburg Avenue said centerline being the Northerly East-West 1/4 1/4 section line of said Section 20; thence Westerly at a distance 20 feet Southerly and parallel with said centerline of Orangeburg Avenue to a point on the Westerly line of said right of way of the Tidewater Southern Railroad said point also being the Northeast corner of Block 6050 of the City of Modesto; thence along the existing limits of the City of Modesto as follows: Southerly to the South line of Griswold Avenue, Easterly to the East line of Magnolia AVENUE, Northerly to the South line of Fairmont Avenue, and Easterly to the point of beginning, and

WHEREAS, the said City Council of the City of Modesto finds after due examination that due notice of said election was published in the Turlock Daily Journal, a newspaper of general circulation printed and published outside the City of Modesto, but in Stanislaus County, California, which said notice appeared in said newspaper on May 22nd, 29th, June 5th and 12th, all in the year 1953, and that prior to said publication in said newspaper, a date was set giving due notice that owners of property in said North Central Addition could appear before said City Council on the 13th day of May, 1953, to protest holding of said election; and it further appearing to the said Council and the said Council so finds that all other requirements of the annexation Act of 1913 and all other requirements of the Election Laws of the State of California have been duly and regularly followed and that all of the procedures adopted and employed in the annexation proceedings and in the holding of said election are proper and legal, and

WHEREAS, the City Council of the City of Modesto is now sitting as a Canvassing Board to canvass the results of said election and has received all of the returns of said election and finds that the same are now in proper form, and have opened and canvassed the same and ascertained the result of said election as hereinafter stated, and

WHEREAS, after the holding of said election, the election officers thereof delivered to and deposited with the Clerk of this Council the ballots, tally sheets, and returns of said election, and it appearing and the Council so finding that the proposition submitted at said election was whether or not such territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the entire bonded indebtedness of the City of Modesto, for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of said election,

NOW, THEREFORE, BE IT RESOLVED, CERTIFIED, AND DECLARED BY THE COUNCIL OF THE CITY OF MODESTO that the said Special Election held in said territory to determine whether or not said territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the entire bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of said election was regularly called, held, and conducted as required by law; that the proper and complete returns thereof have been made and received by said Council; that the same have been properly canvassed; that from the returns so canvassed as aforesaid it appears and the Council so finds that at said special election the total number of votes cast at the polls was and is four hundred sixty one; that the number of votes cast at said polls in favor of annexation was and is three hundred eleven; that the number of votes cast at said polls opposed to annexation of said territory was and is one hundred fifty that the total number of votes cast at each special precinct and the total number of votes cast at each special precinct in favor of annexation and the total number of votes cast at each special precinct opposed to annexation were and are as follows:

	<u>Total Votes Cast</u>	<u>In Favor of Annexation</u>	<u>Opposed to Annexation</u>
Special Election Precinct No. 1	302	188	114
Special Election Precinct No. 2	159	123	36

Said City Council, sitting as a canvassing board further finds that there were cast at said election a number of absentee ballots or votes; that the total number of absentee votes so cast was and is four (4) that the number of said absentee ballots or votes cast in favor of said annexation was and is 4; that the total number of absentee ballots or votes opposed to said annexation was and is none; that the total number of votes, both absentee and those votes cast at the polls at said election was and is Four hundred sixty five (465); that the total number of votes, both absentee and those cast at the polls in favor of the annexation of said territory to the City of Modesto was and is Three hundred fifteen (315); that the total number of votes, both those cast at the polls and absentee opposed to said annexation was and is One Hundred Fifty (150);

That said City Council sitting as such Canvassing Board further finds that the measure, to-wit, "Shall the North Central Addition be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein be subjected to taxation equally with the property within the City of Modesto to pay the entire bonded indebtedness of the City of Modesto outstanding or authorized at the date of the election held to determine whether or not said property shall be annexed to the City?" received a majority of the votes cast for annexation and that therefore said measure carried.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 23rd day of June, 1953, by Councilman Mellis, 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: Annan, Arata, Mellis, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams, R. Adams, Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,254-N. S.

A RESOLUTION AUTHORIZING PAYMENT TO ELECTION OFFICIALS AND RENTAL OF POLLING PLACES FOR THE SPECIAL ELECTION FOR THE ENNEXTION OF THE NORTH CENTRAL ADDITION TO THE CITY OF MODESTO

---oOo---

BE IT RESOLVED that payment of \$8.00 to each official serving at the special election held on June 16, 1953, for the annexation of North Central Addition to the City of Modesto, be authorized, and

BE IT FURTHER RESOLVED that payment of \$5.00 be authorized for the rental of the polling places at said election.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 23rd day of June, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Annan, Arata, Mellis, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams, R. Adams, Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,255-N. S.

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALLING FOR BIDS ON IMPROVEMENT OF TUOLUMNE BOULEVARD BETWEEN MERCED AVENUE AND SUTTER STREET

---oOo---

BE IT HEREBY RESOLVED that the plans and specifications for the improvement of Tuolumne Boulevard, between Merced Avenue and Sutter Street be and they are hereby approved, and

BE IT FURTHER RESOLVED that the calling for bids be authorized, said bids to be opened in the office of the City Clerk, Monday, July 20, 1953, at 2:00 P. M.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of June, 1953, by Councilman Annan, 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,256-N. S.

A RESOLUTION APPROVING AMENDMENT TO AGREEMENT BETWEEN CITY OF MODESTO AND HARRY N. JENKS

---oOo---

BE IT HEREBY RESOLVED that an amendment to the agreement between the City of Modesto and Harry N. Jenks, Consulting Sanitary Engineer, dated June 5, 1952, providing for progress payment in the event the city constructed any unit of sewage disposal facilities presently designed by Mr. Jenks, 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 June, 1953, by Councilman Annan, 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,257-N. S.

A RESOLUTION ACCEPTING GRANT DEED ON PROPERTY TO BE USED IN THE WIDENING OF RAMONA AVENUE FROM LOUIS A. SCHWARK, ET US AND ELIZABETH ZIMMERMAN

---oOo---

BE IT HEREBY RESOLVED that the grant deed, dated June 23, 1953, from Louis A. Schwark and Ruth L. Schwark, husband, and wife, covering property to be used in the widening of Ramona Avenue be and it is hereby accepted by the City of Modesto, and the recording of said deed with the Recorder of Stanislaus County is hereby authorized, and

BE IT FURTHER RESOLVED that the grant deed, dated June 18, 1953, from Elizabeth Zimmerman, a widow, covering property to be used in the widening of Ramona Avenue be and it is hereby accepted by the City of Modesto, and the recording of said deed with the Recorder of Stanislaus County is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,258-N. S.

A RESOLUTION AUTHORIZING REFUND OF OVERPAYMENT OF SALES TAX TO RAY STARN

----oOo----

WHEREAS, a claim has been filed by Ray Starn for \$144.41, plus interest of \$6.39, total \$150.80, covering overpayment on sales tax to the City of Modesto for a period from July 1, 1950, through March 31, 1953, paid erroneously on labor employed in his business, and

WHEREAS, the law provides that if the Council determines that the tax was paid erroneously or illegally collected, that a taxpayer is entitled to interest unless the Council determines that the overpayment was made intentionally or by reason of carelessness, in which event it shall not allow any interest,,

NOW, THEREFORE BE IT RESOLVED that the claim for interest be denied but that the claim for overpayment of sales tax in the amount of \$144.41 be allowed to said claimant.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of June, 1953 by Councilman Mellis, 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: M. Adams, R. Adams, Amnan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,259-N.S.

A RESOLUTION CREATING A PURCHASING REVOLVING FUND FOR THE CITY OF MODESTO AND AUTHORIZING THE TRANSFER OF \$2500 TO SAID FUND FROM THE GENERAL RESERVE OF THE CITY.

---oOo---

WHEREAS, the purchasing procedure of the City Finance Department provides for the purchase of supplies and materials in quantities to secure price advantages, and

WHEREAS, these purchases are charged to the Finance Department budget accounts although supplies are issued to all departments on requisition, and

WHEREAS, purchasing control has been established whereby the supplies are safeguarded and whereby charges can be made to departments for supplies issued to them, and

WHEREAS, recognized governmental accounting procedures advocate the establishment of a purchasing revolving fund for the accounting of supplies and materials held for issuance to operating departments,

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

1. A Purchasing Revolving Fund is hereby created for the City of Modesto in the sum of Two Thousand Five Hundred and no/100ths (\$2,500.00) Dollars, which said sum shall be accounted for as recommended by the National Committee of Governmental Accounting of the Municipal Finance Officers Association.
2. Said fund shall be used for the purchase of office supplies, janitorial supplies and other similar materials and supplies for the use of all departments of the City.
3. The Director of Finance is hereby authorized to transfer Two Thousand Five Hundred and no/100ths (\$2,500.00) Dollars from the General Reserve of the City to the Purchasing Revolving Fund to be used as specified above.
4. At least once each year the Director of Finance shall take a physical inventory of materials and supplies owned by the Fund and file such inventory and make a financial report of the Fund to the City Manager, and account for the moneys advanced to said Fund.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of June, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,260-N.S.

A RESOLUTION AUTHORIZING APPROPRIATION TRANSFER FROM LIBRARY GENERAL RESERVE TO LIBRARY-SALARIES & WAGES

---oOo---

BE IT HEREBY RESOLVED that appropriation transfer of \$310 be authorized from the Library General Reserve to Library-Salaries and Wages (regular), to cover increase in salaries and wages of library personnel, effective May 1, 1953, approved by the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of June, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,261-N.S.

A RESOLUTION AUTHORIZING APPROPRIATION TRANSFER FROM GENERAL RESERVE TO FINANCE DEPARTMENT FOR SALARIES AND WAGES

---oOo---

BE IT HEREBY RESOLVED that appropriation transfer of \$3,300.00 be authorized from the General Reserve to Finance Department for salaries and wages, \$2500.00 for regular employees and \$800.00 for extra help.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of June, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,262-N.S.

A RESOLUTION AUTHORIZING APPROPRIATION TRANSFER OF \$250.00 FROM GENERAL RESERVE TO MISCELLANEOUS

---oOo---

BE IT HEREBY RESOLVED that appropriation transfer of \$250.00 be authorized from the General Reserve to Miscellaneous Unclassified to cover payment to the Chamber of Commerce for the "Get out the vote" campaign for the sewer bond issue, which was conducted by the Junior Chamber of Commerce during the April 14, 1953 election.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of June, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,263-N.S.

A RESOLUTION AUTHORIZING APPROPRIATION TRANSFER OF \$349.00 FROM THE GENERAL RESERVE TO THE RECREATION DEPARTMENT

---oOo---

BE IT HEREBY RESOLVED that appropriation transfer of \$349.00 from the General Reserve to the Recreation Department for payment of bills in the amount of \$348.81 for expenses incurred in connection with the 1951 camping program sponsored by the City Recreation Commission, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of June, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,264-N.S. .

A RESOLUTION AUTHORIZING APPROPRIATION TRANSFER OF \$2500.00 FROM THE GENERAL RESERVE TO RETIREMENT

---oOo---

BE IT HEREBY RESOLVED that appropriation transfer of \$2500.00 be authorized from the General Reserve to Retirement to cover the additional cost of city's contribution to the State Employees' Retirement Fund, due to salary adjustments during the fiscal year and eligible members earnings.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of June, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,265-N.S.

A RESOLUTION AUTHORIZING THE APPROPRIATION OF \$750.00 TO BE USED FOR THE 1953 FOURTH OF JULY CELEBRATION

---oOo---

BE IT HEREBY RESOLVED that the appropriation of \$750.00 be authorized in the 1953-54 budget to be used for the 1953 Fourth of July celebration, and

BE IT FURTHER RESOLVED that Wm. H. Bates and Henry Zimmerman members of the Fourth of July Committee, who have been active in the past years in promoting this celebration, be commended for their public spirit and active participation on this committee.

BE IT FURTHER RESOLVED that the committee submit to the city a report on the source of income as well as expenditures and that a plan be developed under which there would be broader participation of the community and that the committee be informed that the appropriation approved by this resolution was to be for this year's celebration only.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of June, 1953, by Councilman Annan, 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,266-N.S.

A RESOLUTION AWARING BID FOR OFFICIAL ADVERTISING FOR YEAR 1953-54

--oOo--

WHEREAS, Resolution No. 10,231-N.S. adopted by the Council of the City of Modesto on June 10, 1953, authorized the calling for bids for the official advertising for the fiscal year 1953-54, and

WHEREAS, the three bids received for the said advertising were opened at 2:00 P. M. on Monday, June 22, in the office of the City Clerk and later tabulated by the City Clerk for the consideration of the Council, and

WHEREAS, the bid of The Modesto Tribune of

\$.88 per inch per insertion (in six point type set solid twelve lines to the column inch with an average of 40 (plus) didgets to the line

is the lowest bid submitted.

NOW THEREFORE BE IT RESOLVED that the bid submitted by The Modesto Tribune, as set forth above, be and it is hereby accepted as provided by Section 1311 of the City Charter and The Modesto Tribune is hereby declared to be the official newspaper of the City of Modesto for the fiscal year July 1, 1953 to June 30, 1954; and the execution of an agreement is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,267-N.S.

A RESOLUTION AWARDDING BID FOR CONSTRUCTION OF THE SANITARY SEWER TRUNK LINE ON ORANGEBURG-TULLY & BRIGGSMORE AVENUES TO STOLTE INC. OF MONTEREY

---oOo---

WHEREAS, Resolution No. 10,215-N.S., adopted by the Council of the City of Modesto on May 27, 1953, approved the plans and specifications and authorized the calling for bids for the construction of the sanitary sewer trunk line on Orangeburg-Tully & Briggsmore Avenues, and

WHEREAS, the four bids received for the said construction were opened at 10:00 A.M., June 29 in the office of the City Clerk 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 \$85,140.00, submitted by Stolte Inc. of Monterey, be accepted as it was the lowest bid received and well under the Engineer's estimate,

NOW, THEREFORE BE IT RESOLVED that the bid of Stolte Inc. of Monterey of \$85,140,00 for the construction of the sanitary sewer trunk line on Orangeburg-Tully & Briggsmore Avenues, be and it is hereby accepted and the execution of a contract for the completion of the project be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 1953 by Councilman M. 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,268-N.S.

A RESOLUTION CONSENTING TO COMMENCEMENT OF PROCEEDINGS TO ANNEX INHABITED TERRITORY DESIGNATED AS THE "GRANGER ADDITION" TO THE CITY OF MODESTO UNDER THE ANNEXATION ACT OF 1913.

---oOo---

WHEREAS, on June 1, 1953 a Request for Consent to Commence Proceedings to Annex Certain Territory hereinafter described to the City of Modesto was presented to the Council, and

WHEREAS, on June 3, 1953 said request was referred to the Planning Commission of the City of Modesto for investigation, report and recommendation, and

WHEREAS, on July 1, 1953 the Modesto City Planning Commission rendered its report and recommendation to the City Council, favoring the commencement of annexation proceedings, and

WHEREAS, the County Boundary Commission of Stanislaus County has heretofore approved the proposed boundary of said Granger Addition as to definiteness and certainty, and

WHEREAS, it is the desire of the City Council to give its consent to the commencement of such annexation proceedings upon the condition that the electors within said territory be informed at the time the petition for annexation is circulated that the question to be submitted to said electors shall be whether said territory shall be annexed to, incorporated in, and made a part of the City of Modesto and the property therein subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the filing of the petition for annexation.

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

SECTION 1. That consent be and it is hereby granted for the commencement of annexation proceedings in connection with said inhabited territory in accordance with the Annexation Act of 1913, as amended, provided the petition for annexation contains the request that the question to be submitted to the electors residing in the territory proposed to be annexed shall be whether said territory shall be annexed to, incorporated in, and made a part of the City of Modesto and the property therein subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the filing of the petition for annexation.

SECTION 2. That said unincorporated territory be and it is hereby designated as the "Granger Addition", is contiguous to the City of Modesto and described as follows, to-wit:

All that certain real property situate in the County of Stanislaus, State of California, in Sections 17 and 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Beginning at the point of intersection of the South line of Orangeburg Avenue and the West line of McHenry Avenue as shown on the map of the Mensinger Tract Number 4, filed in Volume 14 of Maps at Page 68, Stanislaus County Records, said point being 25 feet at right angles Westerly from the Section line common to Sections 20 and 21; thence Northerly on the West side of McHenry Avenue along a line parallel to and 25 feet at right angles Westerly from said Section line common to Sections 20 and 21 to the South line of the Modesto Irrigation District Lateral Number 3; thence Westerly along said South line of Modesto Irrigation District Lateral Number 3 to the point of intersection with the West line of the Tidewater Southern Railway Company right of way said point also being the East line of the Cloverfield Tract as filed in Volume 17 of Maps at Page 33, Stanislaus County Records; thence Southerly along said line to the point of intersection with the centerline of the 40 foot road known as Granger Avenue; thence Easterly along the centerline of Granger Avenue 60 feet to the East line of the Tidewater Southern Railway Company right of way which also is a line parallel to and 30 feet East of the West line of Lots 2 and 19 of Weil Colony, filed in Volume 3 of Maps at Page 37, Stanislaus County Records; thence Southerly along said East line to the point of intersection with the North line of Orangeburg Avenue; thence Westerly 30 feet along said North line of Orangeburg Avenue; thence Southerly at right angles to Orangeburg Avenue 50 feet to the South line of Orangeburg Avenue said line being also the North line of Block 6007 of the James Tract as filed in Volume 11 of Maps at Page 68, Stanislaus County Records; thence 660.00 feet easterly along said South line of Orangeburg Avenue to the centerline of Enslin Avenue and the East boundary of said James Tract being also the West boundary of the Monaco Tract as filed in Volume 11 of Maps at Page 67, Stanislaus County Records; thence continuing 660.00 feet Easterly along the South

line of Orangeburg Avenue, as shown on said Monaco Tract, to the East boundary of said Monaco Tract being also the West boundary of the Mensinger Tract Number 2 as filed in Volume 11 of Maps at Page 30, Stanislaus County Records, thence continuing 659.59 feet Easterly along the South line of Orangeburg Avenue as shown on said Mensinger Tract Number 2, to the East boundary of said Mensinger Tract Number 2 being also the West boundary of Mensinger Tract Number 4; thence Northerly along the Westerly boundary of said Mensinger Tract Number 4, 10 feet to the Southerly line of Orangeburg Avenue as shown on the Mensinger Tract No. 4; thence Easterly along Orangeburg Avenue 635.19 feet to the point of beginning.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,269-N.S.

A RESOLUTION ACCEPTING THE BID OF STOLTE INC. OF MONTEREY FOR THE CONSTRUCTION OF THE SEWAGE PUMPING PLANT FOR EMERALD AVENUE TRUNK SEWER

---oOo---

WHEREAS, Resolution No. 10,216-N.S. adopted by the Council of the City of Modesto on May 27, 1953 approved the plans and specifications for the construction of the sewage pumping plant for Emerald Avenue trunk sewer, and authorized the calling for bids, and

WHEREAS the seven bids received for the said construction were opened at 2:00 P.M. June 29 in the office of the Director of Finance 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 \$55,703.00 (including the additive alternate) submitted by Stolte Inc. of Monterey, be accepted as it was the lowest bid received and under the Consulting Engineer's estimate.

NOW THEREFORE BE IT RESOLVED that the bid of Stolte Inc. of Monterey of \$55,703.00 for the construction of the sewage pumping plant for Emerald Avenue trunk sewer, be and it is hereby accepted and the execution of a contract for the completion of the construction be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 1953 by Councilman M. 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,270-N.S.

A RESOLUTION ACCEPTING THE BID OF M. J. RUDDY & SON ON PAVING MATERIALS FOR FISCAL YEAR 1953-54

---oOo---

WHEREAS, Resolution No. 10,325-N.S. adopted by the Council of the City of Modesto on June 10, 1953, called for the furnishing and placing paving materials on city streets during the fiscal year 1953-54, and

WHEREAS only one bid was received for this material which had been opened at 10:00 A.M. June 30 in the office of the City Clerk, and

WHEREAS the Director of Public Works has recommended that the bid received from M. J. Ruddy & Son be accepted if minor irregularities relating to the posting of the bid bond can be waived.

NOW THEREFORE BE IT RESOLVED that the bid of M. J. Ruddy & Son, in the amount as set forth in their bid, be accepted and the execution of contract for delivering of material and placing materials on city streets during the fiscal year 1953-54 be authorized, and the irregularity in the bid be waived.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,271-N.S.

A RESOLUTION APPROVING CONTRACT WITH E. J. WENDLER FOR LEAF REMOVAL

---oOo---

BE IT HEREBY RESOLVED that contract for leaf removal from the city streets, between E. J. Wendler and the City of Modesto dated July 1, 1953 be and it is hereby approved and the execution by city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of City of Modesto held on the 1st day of July, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,272-N.S.

A RESOLUTION ACCEPTING UTILITY DEED OF EASEMENT FROM GUY W. AND W. ELIZABETH THORNE (BLOCKS 236 and 240)

---oOo---

BE IT HEREBY RESOLVED that utility deed of easement be accepted from Guy W. and W. Elizabeth Thorne, being a portion of Blocks 236 and 240, and

BE IT FURTHER PROVIDED that the City Clerk be authorized to record said easement with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 1953 by Councilman Annan, 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,273-N.S.

A RESOLUTION ACCEPTING THE BID OF STOLTE, INC. OF MONTEREY FOR THE CONSTRUCTION OF SANITARY SEWER TRUNK LINE ON GRANGER AVENUE BETWEEN TULLY & McHENRY AVENUES

---oOo---

WHEREAS Resolution No. 10,233-N.S. adopted by the Council of the City of Modesto on June 10, 1953, approved the plans and specifications for the construction of a sanitary sewer trunk line on Granger Avenue between Tully and McHenry Avenues, and authorized the calling for bids.

WHEREAS the five bids received for the said construction were opened at 2:00 P.M. on Monday, July 6th in the office of the Director of Finance 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 Stolte, Inc. of Monterey of \$47,878.40 be accepted as it was the lowest bid received,

NOW THEREFORE BE IT RESOLVED that the bid of Stolte Inc. of \$47,878.40 for the construction of a sanitary sewer trunk line on Granger Avenue between Tully and McHenry Avenues, be and it is hereby accepted and the execution of a contract for the completion of the construction be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of July, 1953 by Councilman M. 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: M. Adams, R. Adams, Annap, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,274-N.S.

A RESOLUTION ACCEPTING THE BID OF STANDARD MATERIALS INC. FOR THE CONSTRUCTION OF TRAFFIC ISLANDS AT MAZE BLVD., FIFTH, L AND WASHINGTON STREETS

---oOo---

WHEREAS Resolution No. 10,247-N.S., adopted by the Council of the City of Modesto on June 17, 1953, approved the plans and specifications for the construction of traffic islands at Maze Blvd., Fifth, L and Washington Streets and authorized the calling for bids

WHEREAS the two bids received for the said construction were opened at 10:00 A.M. Monday, July 6th in the office of the Director of Finance and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS the Director of Public Works has recommended that the bid of Standard Materials Inc. of \$968.00 be accepted as it was the lowest bid received,

NOW THEREFORE BE IT RESOLVED that the bid of Standard Materials Inc. of \$968.00 for the construction of traffic islands at Maze Blvd., Fifth, L and Washington Streets, be and it is hereby accepted and the execution of a contract for the completion of the construction be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of July, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

- Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
- Noes: Councilmen: None
- Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,275-N.S.

A RESOLUTION AUTHORIZING THE EXECUTION OF RELEASE UNDER AGREEMENT NO. NOY (R) 43353 RELATING TO RENTAL OF PORTION OF BASEMENT IN MAIN FIRE STATION OF THE CITY OF MODESTO BY NAVY RECRUITMENT SUBSTATION

---oOo---

WHEREAS a request has been received from the District Public Works office of the Twelfth Naval District for the execution of a release under agreement No. NOY (R)-43353 for the use of a portion of the basement in the main fire station of the City of Modesto, 610 11th Street, by Navy Recruiting substation, and

WHEREAS the City Manager has reported that the premises have been left in good order and has recommended that the release be executed,

NOW THEREFORE BE IT RESOLVED that the execution of special release under agreement No. Noy (R) -43353 for the use of a portion of the basement in the main fire station of the City of Modesto 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 8th day of July, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

- Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
- Noes: Councilmen: None
- Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,276-N.S.

A RESOLUTION AUTHORIZING PAYMENT OF CLAIM OF R. H. MOULTON & COMPANY FOR FINANCIAL CONSULTING SERVICES IN THE SEWER BOND PROGRAM

---oOo---

BE IT HEREBY RESOLVED that payment of the claim of R. H. Moulton & Company of \$2,213.20 for financial consulting services in the sewer bond program 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 8th day of July, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,277-N.S.

A RESOLUTION AUTHORIZING PURCHASE OF PENT-A-VATE

---oOo---

BE IT HEREBY RESOLVED that the purchase of 130 bbls, 3900 gallons of Pent-a-vate to be used at the sewer plant of the City of Modesto for this summer season, at 90¢ per gallon, making a total cost of \$3,510.00 plus tax be approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of July, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,278-N.S.

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE HUDSON-UCCELLO ADDITION TO THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR HEARING OBJECTIONS TO THE PROPOSED ANNEXATION.

---oOo---

WHEREAS, a petition for annexation to the City of Modesto was filed by Giuliano Uccello and Roy L. Hudson on May 25, 1953, to annex to the City of Modesto, under the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, the area or territory hereby designated as the Hudson-Uccello Addition, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

All that portion of the North half of the Northeast quarter of Section 6, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, and more particularly described as follows, to-wit:

Commencing at the Northeast corner of said Section 6; thence along the East line of said Section and along the City Limits line of the City of Modesto South 24' East 677.83 feet to the Southeasterly corner of said City Limits and the true point of beginning of this description; thence continuing along said

Section line South 0° 24' East 611.90 feet to a point 15 feet Northerly from the quarter-quarter Section line through the Northeast quarter of said Section 6 and on the Northerly line of the County Road 60 feet in width known as Rouse Avenue; thence along said Northerly line of Rouse Avenue South 89° 00' West 1614.80 feet to a point which bears North 89° 00' East 1032.90 feet and North 1° 00' West 15.00 feet from the Southwest corner of said North-half of Northeast quarter of Section 6; thence North 1° 00' West 696.32 feet; thence North 89° 00' East and parallel to the North line of said Rouse Avenue, 190.00 feet; thence North 1° 00' West 164.00 feet to a point on the South line of the parcel of land described in deed recorded in Vol. 204 of Deeds at Page 569, Records of Stanislaus County Recorder's Office; thence North 89° 00' East along the South line of said deed, and parallel to the North line of said Rouse Ave. a distance of 792.08 feet to the Southeast corner of said deed above mentioned and a point on the West City Limits line of the City of Modesto; thence along said City Limits line South 1° 00' East 232.41 feet and North 89° 05' East 636.28 feet to the true point of beginning,

and

WHEREAS, it appears to the Council of the said City and the Council after hearing evidence finds that said petition is in proper form and that the real property described therein and hereinabove described is contiguous to the City of Modesto and that said petition is signed by the owners of not less than one-fourth of the land in the territory by area, and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, being the County in which the territory is situated, and that less than twelve registered voters reside within said territory, and that said territory is uninhabited territory within the meaning of the Annexation of Uninhabited Territory Act of 1939, and

WHEREAS, a copy of Resolution No. 10,230-N.S. entitled, "A Resolution Giving Notice of the Proposed Annexation of the Hudson-Uccello Addition to the City of Modesto and Fixing the Time and Place for Hearing Objections to the Proposed Annexation", adopted on the 10th day of June, 1953, was not published for the times and in the manner required by law,

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

SECTION 1. Notice is hereby given that the 19th day of August, 1953, at the hour of 4:30 o'clock P.M. of said day, in the Council Chambers of the City Hall, located at 717 Tenth 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. At any time before the hour set for hearing objections, any owner of property within the territory may file written protests against the annexation, which protest shall state the name of the owner of the property effected and the description and area of the property in general terms.

SECTION 2. 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 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.

SECTION 3. 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 in 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.

SECTION 4. Resolution No. 10,230-N.S. is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of July, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman M. Adams was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,279-N.S.

A RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE CONSTRUCTION OF SEWAGE AND INDUSTRIAL WASTES TREATMENT WORKS, COMPRISING COMMUNICATOR-DETRITOR STRUCTURE SLUDGE DIGESTER, DIGESTER CONTROL HOUSE AND APPURTENANCES

---oOo---

WHEREAS, plans and specifications for the furnishing of all materials, labor and services in the construction of sewage and industrial wastes treatment works, comprising comminator-detritor structure, sludge digester, digester control house and appurtenances were presented to the Council for its consideration, and

WHEREAS the Council of the City of Modesto have approved said plans and specifications

NOW THEREFORE BE IT RESOLVED that the calling for bids for said construction, to be opened at 2:00 P.M. Monday, August 10, 1953 in the Council Chambers, 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 15th day of July, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,280-N.S.

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR SANITARY SEWER TRUNK LINE IN ROSEBURG AVENUE

---oOo---

WHEREAS the plans and specifications for the furnishing of all materials, labor and services for the construction of sanitary sewer trunk line in Roseburg Avenue from Tully Avenue to McHenry Avenue have been presented to the Council for approval

NOW THEREFORE BE IT RESOLVED that said plans and specifications be and they are hereby approved and the calling for bids for said construction is hereby authorized, said bids to be opened at 2:00 P.M. Monday, August 3, 1953 in the Council Chambers.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of July, 1953 by Councilman M. 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,281-N.S.

A RESOLUTION APPROVING AGREEMENT WITH LANCE E. ELLIS AND CAROL L. ELLIS, SUBDIVIDERS OF CAROLAND MANOR SUBDIVISION

---oOo---

BE IT HEREBY RESOLVED that the agreement, dated July 15, 1953, between the City of Modesto and Lance E. Ellis and Carol L. Ellis, for the furnishing of water and sewer services to a tract of land consisting of approximately 24 acres of land lying north of Modesto Irrigation District Lateral #3 and east of Tully Avenue, known as Caroland Manor Subdivision, be and it is hereby approved and the execution of agreement is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of July, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,282-N.S.

A RESOLUTION APPROVING LEASE FOR RENTAL OF OFFICE BUILDING AT MUNICIPAL AIRPORT TO ROBERT PHILLIPS

---oOo---

BE IT HEREBY RESOLVED that lease agreement, dated July 1, 1953 between the City of Modesto and Robert Phillips for the rental of

Office Building No. 2, located on the Modesto Municipal Airport, Stanislaus County California

for a term of one year, commencing on the 1st day of July, 1953 at a monthly rental of \$25.00, be and it is hereby approved and the execution of said agreement is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of July, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,283-N.S.

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO. (WEST DOWNEY ADDITION)

---oOo---

WHEREAS, a petition has been filed 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:

The following described portion of the South 1/2 of Lot 10 of Rice Colony, located in the Southeast 1/4 of Section 21, T. 3 S. R. 9 E. M.D.B.&M. being more particularly described as follows:

Commencing at a concrete monument in the centerline of Coffee Road, said concrete monument being the east 1/4 of Section 21, also being the northeast corner of Lot 11 of Rice Colony and running thence South 0° 27' East 987.13 feet along the centerline of Coffee Road and the east line of Section 21 to a concrete monument marking the intersection of the center-lines of Coffee Road and Fairmont Avenue and the true point of beginning, thence continuing along the center-line of Coffee Road, South 0° 27' East 355.00 feet, thence North 89° 34' 30" West parallel with the center-line of Fairmont Avenue 660.00 feet more or less, thence North 0° 27' West 355.00 feet to a point in the center-line of Fairmont Avenue, thence South 89° 34' 30" East 660.00 feet more or less to the true point of beginning.

Excepting therefrom the north 20 feet contained in Fairmont Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of July, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,284-N.S.

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO. (BRIGGS-WHITMORE ADDITION)

---oOo---

WHEREAS, a petition has been filed 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:

That portion of the Fresno tract as per Map filed March 14, 1903, in Vol. 1 of Maps, page 76, Stanislaus County Records, described as:

Beginning at a point on the North line of Lot 12 in said Fresno Tract, said point being 60 feet West of the Northeast corner of said Lot 12 and being the intersection of the center line of 40 foot Bowen Avenue with the West line of 60 foot Tidewater Southern Railroad right of way, running thence South 0° 48' East along the West line of said railroad right of way a distance of 1639.77 feet more or less to the Northeast corner of the Cloverfield Tract, as per Map filed May 13, 1952, in Vol. 17 of Maps, page 33 and being also on the Southerly boundary line of Modesto Irrigation District, Lateral No. 3; running thence North 89° 27' East along the Southern boundary line of said Lateral No. 3, a distance of 924 feet more or less to a point that bears 204 feet East, measured at right angles from the West line of Lot 7 in the said Fresno Tract; thence North parallel to and distant 204 feet East of the West line of Lots 7 and 8 of the said Fresno Tract a distance of 1615.48 feet more or less to the North line of said Lot 8 and being in the center line of said Bowen Avenue as herein and before referred to; thence North 88° 53' West along the North line of said Lots 8 and 9 of the Fresno Tract and being along the center line of said Bowen Avenue, a distance of 924 feet more or less to the point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of July, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,285-N.S.

A RESOLUTION ACCEPTING THE BID OF GEORGE REED FOR THE IMPROVEMENT OF TUOLUMNE BOULEVARD, BETWEEN MERCED AND SUTTER STREETS IN THE CITY OF MODESTO

---oOo---

WHEREAS, Resolution No. 10,255-N.S. adopted by the Council of the City of Modesto on June 24, 1953, approved the plans and specifications for the improvement of Tuolumne Boulevard, between Merced and Sutter Streets, and authorized the calling for bids, and

WHEREAS the four bids received for the said improvement were opened at 2:00 P.M., July 20, 1953 in the office of the Director of Finance 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 \$22,595.50, submitted by George Reed, be accepted as it was the lowest bid received.

NOW THEREFORE BE IT RESOLVED that the bid of George Reed for the improvement of Tuolumne Boulevard, between Merced and Sutter Streets, be and it is hereby accepted and the execution of a contract for the completion of the construction is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of July, 1953 by Councilman Annan, 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: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,286-N.S.

A RESOLUTION SETTING THE DATE FOR THE PUBLIC HEARING ON THE PROPOSED BUDGET FOR THE FISCAL YEAR 1953-54 FOR THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that the date of August 5, 1953 at 4:30 P.M. in the Council Chambers of the City Hall, be set as the time and place for a public hearing upon the proposed budget for the fiscal year 1953-54, 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 publication of notice in the official newspaper of the City of Modesto, The Modesto Tribune, be and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of July, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,287-N.S.

A RESOLUTION ALLOWING REFUND OF TAXES ERRONOUSLY COLLECTED FOR YEAR 1951-52 TO GERTRUDE WILHELM

---oOo---

BE IT HEREBY RESOLVED that refund of \$20.35 be authorized to Gertrude Wilhelm for taxes erroneously collected for year 1951-52 on improvements on block 342, lots 1 and 2.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of July, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,288-N.S.

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE BRIGGS-WHITMORE ADDITION TO THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR HEARING OBJECTIONS TO THE PROPOSED ANNEXATION.

---oOo---

WHEREAS, a petition for annexation to the City of Modesto was filed by Conow Builders on July 3, 1953, to annex to the City of Modesto, under the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, the area or territory hereby designated as the BRIGGS-WHITMORE ADDITION, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

That portion of the Fresno tract as per Map filed March 14, 1903, in Vol. 1 of Maps, page 76, Stanislaus County Records, described as:

Beginning at a point on the North line of Lot 12 in said Fresno Tract, said point being 60 feet West of the Northeast corner of said Lot 12 and being the intersection of the center line of 40 foot Bowen Avenue with the West line of 60 foot Tidewater Southern Railroad right of way, running thence South $0^{\circ} 48'$ East along the West line of said railroad right of way a distance of 1639.77 feet more or less to the Northeast corner of the Cloverfield Tract, as per Map filed May 13, 1952, in Vol. 17 of Maps, page 33 and being also on the Southerly boundary line of Modesto Irrigation District, Lateral No. 3; running thence North $89^{\circ} 27'$ East along the Southern boundary line of said Lateral No. 3, a distance of 924 feet more or less to a point that bears 204 feet East, measured at right angles from the West line of Lot 7 in the said Fresno Tract; thence North parallel to and distant 204 feet East of the West line of Lots 7 and 8 of the said Fresno Tract a distance of 1615.48 feet more or less to the North line of said Lot 8 and being in the center line of said Bowen Avenue as herein and before referred to; thence North $88^{\circ} 53'$ West along the North line of said Lots 8 and 9 of the Fresno Tract and being along the center line of said Bowen Avenue, a distance of 924 feet more or less to the point of beginning.

and

WHEREAS, it appears to the Council of the said City and the Council after hearing evidence finds that said petition is in proper form and that the real property described therein and hereinabove described is contiguous to the City of Modesto and that said petition is signed by the owners of not less than one-fourth of the land in the territory by area, and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, being the County in which the territory is situated, and that less than twelve registered voters reside within said territory, and that said territory is uninhabited territory within the meaning of Annexation of Uninhabited Territory Act of 1939,

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto, and NOTICE IS HEREBY GIVEN that the 10th day of September, 1953, at the hour of 8:00 o'clock P.M. of said day, in the Council Chambers of the City Hall, located at 717 Tenth 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. At any time before the hour set for hearing objections, any owner of property within the territory may file written protests against the annexation, which protest shall state the name of the owner of the property effected and the description and area of the property in general terms.

BE IT FURTHER RESOLVED that 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.

BE IT FURTHER RESOLVED that 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 in 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.

The foregoing resolution was introduced at a regular meeting held on the 5th day of August, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams and Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,289-N.S.

A RESOLUTION ACCEPTING THE BID OF STOLTE, INC. FOR THE CONSTRUCTION OF A SANITARY SEWER TRUNK LINE ON ROSEBURG AVENUE BETWEEN TULLY AND McHENRY AVENUES)

---oOo---

WHEREAS, Resolution No. 10,280-N.S. adopted by the Council of the City of Modesto on July 15, 1953 approved the plans and specifications for the construction of a sanitary sewer trunk line on Roseburg Avenue between Tully and McHenry Avenues and authorized the calling for bids.

WHEREAS, the seven bids received for the said construction were opened at 2P.M. August 3 in the office of the Director of Finance 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 \$40,603.48 made by Stolte, Inc. be accepted, as it is the lowest bid received.

NOW, THEREFORE, BE IT RESOLVED that the bid of Stolte, Inc. of \$40,603.48 for the construction of a sanitary sewer trunk line on Roseburg Avenue between Tully and McHenry Avenues be, and it is hereby accepted and the execution of a contract for the completion of the construction be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of August, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams and Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,290-N.S.

A RESOLUTION ESTABLISHING SALARY SCHEDULES, CLASSES OF POSITIONS, AND FIXING THE COMPENSATION OF OFFICERS AND EMPLOYEES IN THE CITY SERVICE

---oOo---

BE IT RESOLVED by the City 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 "Schedule of Salary Ranges in the City Service", which is attached hereto and hereby made a part hereof, are hereby established.

Section 2. Classes and Salaries. The classes of positions and salary ranges and rates therefor, as set forth in "Exhibit B" entitled, "Salary Ranges and Rates of Positions in the City Service", which is attached hereto and hereby made a part hereof, are hereby established.

Section 3. Use of Classes. The designated classes of positions may be used in any organizational unit of the city deemed proper by the City Manager.

Section 4. Salary Period. The salaries hereby established are on a monthly basis, except where otherwise designated.

Section 5. Positions. The City Council in establishing the foregoing classes of positions authorizes and directs the City Manager; within the limits of funds budgeted therefor, to appoint employees in such number in each department as may be necessary properly to operate the department under the Charter, ordinances, and resolutions adopted by the City Council.

Section 6. Appointments and Salaries. The City Manager is hereby authorized to appoint, in accordance with the Personnel Ordinance and Rules and Regulations adopted thereunder 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; provided further, that the City Manager from time to time may increase or decrease the salaries of persons so appointed, provided that the salary is fixed within the range established for that class.

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 to approve increase in the salaries of persons in the class of Patrolman to the equivalent step in any of the next three higher ranges above the range established for the class, as compensation for special assignment by the Chief of Police.

Section 8. Work Week. The basic work week for full-time employment in all classes of positions established herein shall be 40 hours except in the following classes for which the work week shall be as follows:

Fire Department Classifications: 72 hours

Police Department Classifications: 44 hours

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 in Section 8 hereof, shall be paid in approximate proportion to the time worked.

Section 10. Title of Resolution. This resolution shall be known as "The Position and Salary Resolution" and shall be referred to as such.

Section 11. Effective Date. The classes of positions, the schedules of salary rates and ranges, and the compensation fixed by this resolution shall be effective for the current month.

Section 12. Repeal. Resolution No. 9906-N.S., and all amendments thereto, are 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 August, 1953, by Councilman Robert Adams, who moved its adoption, which motion being duly seconded by Councilman Dave Arata, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Clifford Annan, Merrill Adams

ATTEST: REX E. GAILFUS, CITY CLERK

City of Modesto

SCHEDULE OF SALARY RANGES IN THE CITY SERVICE
(Exhibit A)

RANGE NO.	STEP A	STEP B	STEP C	STEP D	STEP E
1	\$160	\$170	\$180	\$190	\$200
1-A	165	175	185	195	205
2	170	180	190	200	210
2-A	175	185	195	205	215
3	180	190	200	210	220
3-A	185	195	205	215	225
4	190	200	210	220	231
4-A	195	205	215	225	237
5	200	210	220	231	243
5-A	205	215	225	237	249
6	210	220	231	243	255
6-A	215	225	237	249	261
7	220	231	243	255	268
7-A	225	237	249	261	274
8	231	243	255	268	281
8-A	237	249	261	274	288
9	243	255	268	281	295
9-A	249	261	274	288	302
10	255	268	281	295	310
10-A	261	274	288	302	317
11	268	281	295	310	325
11-A	274	288	302	317	333
12	281	295	310	325	341
12-A	288	302	317	333	349
13	295	310	325	341	358
13-A	302	317	333	349	368
14	310	325	341	358	376
14-A	317	333	349	368	386
15	325	341	358	376	395
15-A	333	349	368	386	405
16	341	358	376	395	415
16-A	349	368	386	405	425
17	358	376	395	415	436
17-A	368	386	405	425	447
18	376	395	415	436	458
18-A	386	405	425	447	469
19	395	415	436	458	481
19-A	405	425	447	469	493
20	415	436	458	481	505
20-A	425	447	469	493	517
21	436	458	481	505	530
21-A	447	469	493	517	543
22	458	481	505	530	556
22-A	469	493	517	543	570
23	481	505	530	556	584
23-A	493	517	543	570	598
24	505	530	556	584	613
24-A	517	543	570	598	628
25	530	556	584	613	644
25-A	543	570	598	628	660
26	556	584	613	644	676
26-A	570	598	628	660	693
27	584	613	644	676	710
27-A	598	628	660	693	727
28	613	644	676	710	745
28-A	628	660	693	727	763
29	644	676	710	745	782
29-A	660	693	727	763	801
30	676	710	745	782	821

(Exhibit A)

EXHIBIT B
City of Modesto

SALARY RANGES AND RATES OF POSITIONS IN THE CITY SERVICE

As approved by the City Council August 5, 1953

I. CLASSIFIED SERVICE

<u>Clerical-Administrative-Fiscal</u>	RANGE NO.	<u>A</u> <u>B</u> <u>C</u> <u>D</u> <u>E</u>
Accountant	18	376-395-415-436-458
Account Clerk	6	210-220-231-243-255
Assistant City Clerk	12	281-295-310-325-341
Assistant City Manager	22	458-481-505-530-556
Cashier	8-A	237-249-261-274-288
Cashier-Clerk	5	200-210-220-231-243
Clerk	3	180-190-200-210-220
Collector	7-A	225-237-249-261-274
Personnel Technician	12	281-295-310-325-341
Planning Technician	16	341-358-376-395-415
Purchasing Clerk	12-A	288-302-317-333-349
Secretary	8	231-243-255-268-281
Secretary to City Manager	10	255-268-281-295-310
Secretary, Legal	9	243-255-268-281-295
Stenographer-Clerk	6	210-220-231-243-255
Telephone Operator- Receptionist	5	200-210-220-231-243
Typist-Clerk	5	200-210-220-231-243
 <u>Public Health</u>		
Nurse, Jr. Public Health	11	268-281-295-310-325
Nurse, Public Health	13	295-310-325-341-358
Nurse, Staff	10	255-268-281-295-310
Public Health Technician	8	231-243-255-268-281
Sanitarian I	13-A	302-317-333-349-368
Sanitarian II	15	325-341-358-376-395
 <u>Library</u>		
Library Clerk I	Y	193-202-211-221-231
Library Clerk II	Y	211-221-231-242-253
Library Janitor	Y	202-211-221-231-242
Service Librarian	Y	265-277-290-304-318
 <u>Public Safety</u>		
Driver, Fire Department	13	295-310-325-341-358
Fire Alarm Operator	14	310-325-341-358-376
Fire Captain	15	325-341-358-376-395
Fire Chief, First Assistant	19	395-415-436-458-481
Fire Chief, Second Assistant	17	358-376-395-415-436
Fire Lieutenant	13-A	302-317-333-349-368
Fireman	12	281-295-310-325-341

<u>Public Safety (Cont'd.)</u>	RANGE	A	B	C	D	E
	NO.					
Fire Department Technician	13-A	302-317-333-349-368				
Parking Enforcement Officer	8	231-243-255-268-281				
Patrolman	13	295-310-325-341-358				
Police Captain	19	395-415-426-458-481				
Police Lieutenant	17	358-376-395-415-436				
Police Sergeant	15	325-341-358-376-395				
Policewoman	11	268-281-295-310-325				
Poundmaster	8-A	237-249-361-274-288				
 <u>Public Works</u>						
Driver, Fire Department	13	295-310-325-341-358				
Fire Alarm Operator	14	310-325-341-358-376				
Administrative Assistant, Public Works	17-A	368-386-405-425-447				
Airport Manager	12	281-295-310-325-341				
Assistant Director, Public Works	25	530-556-584-613-644				
Auto Mechanic I	10-A	261-274-288-302-317				
Auto Mechanic II	12	281-295-310-325-341				
Building Inspector	13	295-310-325-341-358				
Building Inspector, Chief	19	395-415-436-458-481				
Construction Foreman	13	295-310-325-341-358				
Construction Inspector I	17	358-376-395-415-436				
Construction Inspector II	20	415-436-458-481-505				
Construction Superintendent	20	415-436-458-481-505				
Draftsman	13	295-310-325-341-358				
Draftsman, Chief	17-A	368-386-405-425-447				
Draftsman, Junior	10-A	261-274-288-302-317				
Electrician I	11-A	274-288-302-317-333				
Electrician II	14	310-325-341-358-376				
Electrician, Chief	17-A	368-386-405-425-447				
Engineer, Associate	20	415-436-458-481-505				
Engineering Aide	13-A	302-317-333-349-368				
Engineering Aide, Junior	11	268-281-295-310-325				
Engineering Aide, Senior	16	341-358-376-395-415				
Engineering Aide, Under	8-A	237-249-261-274-288				
Equipment Operator I	8-A	237-249-261-274-288				
Equipment Operator II	9-A	249-261-274-288-302				
Greenskeeper	7-A	225-237-249-261-274				
Greenskeeper, Head	12-A	288-302-317-333-349				
Janitor	5-A	205-215-225-237-249				
Leaderman, Public Works	10-A	261-274-288-302-317				
Machinist	13-A	302-317-333-349-368				
Maintenance Man, General	9-A	249-261-274-288-302				
Nurseryman	9-A	249-261-274-288-302				
Park Attendant	8-A	237-249-261-274-288				

<u>Public Works (Cont'd.)</u>	<u>RANGE NO.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
Parks, Assistant Superintendent	12-A	288	302	317	333	349
Parks, Superintendent	20	415	436	458	481	505
Pump Operator	8	231	243	255	268	281
Pump Operator, Assistant Chief	10	255	268	281	295	310
Pump Operator, Chief	14-A	317	333	349	368	386
Sewage Plant Maintenance Man	10	255	268	281	295	310
Sewage Plant Operator	8-A	237	249	261	274	288
Sewage Plant Operator, Chief	12	281	295	310	325	341
Sewage Plant Superintendent	16	341	358	376	395	415
Shop Serviceman	9	243	255	268	281	295
Shop Superintendent	15-A	333	249	368	386	405
Skilled Laborer	8-A	237	249	261	274	288
Street Foreman	13	295	310	325	341	358
Traffic Painter	10	255	268	281	295	310
Tree Trimmer	10	255	268	281	295	310
Water Service Foreman	12	281	295	310	325	341
Water Serviceman	9	243	255	268	281	295

Recreation

Recreation Supervisor I	10	255	268	281	295	310
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II. UNCLASSIFIED SERVICE

<u>Department Heads</u>	<u>RANGE NO.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
Chief of Police	25	530	556	584	613	644
Director of Finance	26	556	584	613	644	676
Director of Planning	24	505	539	556	584	613
Director of Public Works	29-A	660	693	727	763	801
Director of Recreation	17	358	376	395	425	436
Fire Chief	23	481	505	539	556	584
Health Officer	22	458	481	505	530	556
<u>Part Time</u>						
Library Page	Y	129	135	141	147	154
Recreation Specialist I	Y	1.05	1.15	1.26	/hour	
Recreation Specialist II	Y	1.36	1.47	1.58	/hour	
Recreation Specialist III	Y	1.68	1.78	1.89	/hour	
Volunteer Fireman						
(a) Over \$100 damage						\$5.00/fire
(b) Under \$100 damage						\$2.50/fire
<u>Unclassified Laborer</u>	6-A	215	225	237	249	261

RESOLUTION NO. 10,291-N.S.

A RESOLUTION AUTHORIZING THE CALLING FOR BIDS ON STREET LAMPS FOR YEAR 1953-54

---oOo---

BE IT HEREBY RESOLVED that the calling for bids on

Incandescent, Flourescent and Mercury Vapor Lamps for Municipal Lighting for a period of one year beginning July 1, 1953. (The amount to be purchased will be approximately \$2,500.00, in dollar value).

be authorized. Said bids are to be opened in the office of the City Clerk 717 10th Street, at 2 P.M. on Tuesday, August 18, 1953.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of August, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams and Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,292-N.S.

A RESOLUTION AUTHORIZING THE CITY OF MODESTO TO REPAIR OR SHARE IN THE COST OF REPAIRING SIDEWALKS DAMAGED BY CITY STREET TREES OR OTHER CITY FACILITIES OR OPERATIONS.

---oOo---

WHEREAS, the legal responsibility for repairing and maintaining sidewalks, including sidewalks across driveways in the City of Modesto, is imposed by law upon the abutting property owner, and

WHEREAS, in some instances, damage to such sidewalks, including sidewalks across driveways, may result from City street trees or other City facilities and operations, and

WHEREAS, it would be inequitable in such cases to require the abutting property owner to repair the sidewalks abutting his property entirely at his own expense,

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

SECTION 1. Where damage to sidewalks, including sidewalks across drvieways, is caused by trees on City property or other City facilities or operations, the City may repair the same at its own expense or share in the expense of such repair.

SECTION 2. The Director of Public Works is hereby authorized to determine those instances wherein the damage to sidewalks is cause by trees on City property or other City facilities or operations.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of August, 1953, by Councilman R. 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: R. Adams, Arata, Mellis, Merrill, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams and Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,293-N.S.

A RESOLUTION FIXING THE COMPENSATION OF THE CITY ATTORNEY OF THE CITY OF MODESTO.

---oOo---

BE IT RESOLVED by the Council of the City of Modesto that the compensation of the City Attorney be increased from \$725.00 per month to \$800.00 per month, effective August 1, 1953.

BE IT FURTHER RESOLVED that the provisions of Resolution No. 9907-N.S., insofar as they are in conflict herewith, are hereby repealed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of August, 1953 by Councilman R. 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: R. Adams, Arata, Mellis, Merrill, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams and Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,294-N.S.

A RESOLUTION ACCEPTING EASEMENTS FROM L. B. SCHLINGHEYDE AND RUTH R. SCHLINGHEYDE AND AUTHORIZING THE RECORDING WITH THE RECORDER OF STANISLAUS COUNTY

---oOo---

BE IT HEREBY RESOLVED that deeds of easement from L. B. Schlingheyde and Ruth R. Schlingheyde for the purpose of operating a water well in the College Avenue Tract, dated August 5, 1953, be, and they are hereby accepted.

BE IT FURTHER RESOLVED that said deeds be recorded 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 August, 1953, by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Arata, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams, Annan and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,295-N.S.

A RESOLUTION ACCEPTING EASEMENT FROM SOUTHERN PACIFIC COMPANY GRANTING PERMIT TO CONSTRUCT A SEWER TRUNK LINE UNDER THE RAILROAD AT WOODLAND AVENUE

---oOo---

BE IT HEREBY RESOLVED that an easement from the Southern Pacific Company for the construction of a sewer trunk line under the railroad at Woodland Avenue be, and it is hereby accepted.

BE IT FURTHER RESOLVED that said easement be recorded 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 August, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Arata, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams, Annan and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,296-N.S.

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A REQUEST FOR CONSENT TO ANNEX CERTAIN INHABITED TERRITORY TO THE CITY OF MODESTO. (LA LOMA-YOSEMITE ADDITION)

WHEREAS, a request has been filed by certain persons residing therein, stating that they desire to commence proceedings to annex certain inhabited territory to the City of Modesto, which territory is more specifically described hereinafter, and

WHEREAS, it appears that said territory is subdivided and contiguous to the City of Modesto, and

WHEREAS, the Council of the City of Modesto cannot consent to the commencement of proceedings to annex subdivided territory to the City until it has received a report or recommendation from the Modesto City Planning Commission,

NOW, ~~THEREFORE~~, BE IT RESOLVED by the Council of the City of Modesto that said request for consent to commence proceedings to annex the following described inhabited territory be referred to the Modesto City Planning Commission for its report and recommendation. The territory referred to is situated in the County of Stanislaus, State of California, and more particularly described as follows:

Property Description	"Exhibit A"
LaLoma-Yosemite Addition	
Proposed for Annexation	

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

Portions of Sections 27, 28, 33 and 34, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

Beginning at a point on the existing City Limits where the East quarter section line of Section 28, Township 3 South, Range 9 East, Mount Diablo Base and Meridian intersects the center line of Beard Brook; thence Easterly along the center line of Beard Brook to its intersection with the East line of the 50 foot road known as Covena Avenue extended Northerly; thence Southerly along the East side of Covena Avenue to the South side of the roadway easement described in the deed to S. G. Darby, et ux, recorded in Stanislaus County April 7, 1945, as Instrument No. 6260; thence Easterly along South side of said easement to its East end which is the Northeast corner of the property described in Instrument No. 18927 of the year 1948; thence Southerly S 9° 31' E to a point which is S 84° 07' W, 178.37 feet from the East line of the West one-half of the Northwest one-quarter of Section 27, Township 3 South, Range 9 East; thence N 84° 07' E, 178.37 feet to a point on said quarter quarter section line; thence Southerly along said East line and its Southerly projection S 0° 41' E, 564.27 feet to the South line of Modesto Irrigation District Lateral No. 2 Right of Way; thence Easterly along said South line to its intersection with the Northerly projection of the West line of Rosina Avenue as shown on Map of Covena Park Tract No. 2 recorded in Volume 14 of Maps at Page 49, Stanislaus County Records; thence Southerly along said projection and said West line of Rosina Avenue to its intersection with the Westerly projection of the North line of Lot 16, Block 2031A of Covena Park Tract No. 2; thence Easterly along said Westerly projection and boundary of Covena Park Tract No. 2 S 89° 49' 30" E, 658.84 feet to the West line of Conejo Avenue as shown on Map of Uccello Tract recorded in Volume 16 of Maps at Page 56, Stanislaus County Records; thence Northerly along the West line of Conejo Avenue as shown on Map of Uccello Tract to its intersection with the Westerly projection of the Northerly boundary of Uccello Tract; thence Easterly along said Westerly projection and said Northerly boundary to its intersection with the West line of Ellis Tract as shown in

Volume 14 of Maps at Page 51, Stanislaus County Records; thence Northerly along the West line of said Ellis Tract to the South line of Modesto Irrigation District Lateral No. 2; thence Easterly along the South line of Modesto Irrigation District Lateral No. 2 to the Northeast corner of Ellis Tract; thence Southerly along the East boundary of Ellis Tract to the Southeast corner of Ellis Tract; thence Easterly and Northerly along the boundaries of Alta Vista Tract as shown in Volume 14 of Maps at Page 75, Stanislaus County Records, to the South side of Modesto Irrigation District Lateral No. 2; thence Easterly along the South side of Modesto Irrigation District Lateral No. 2 to its intersection with the Northern projection of the East line of the alley in Block 2258 as shown on Map of Alta Vista Tract No. 2 in Volume 16 of Maps at Page 43, Stanislaus County Records; thence Southerly along said projection and along the East line of alley in Block 2258, 2260 and 2262 of Alta Vista Tract No. 2 to the North line of Miller Avenue; thence Easterly along the North side of Miller Avenue to the West side of El Vista Avenue; thence Southerly along the West side of El Vista Avenue to the Northeast corner of Lot 18 Block 2263; thence Westerly along the South line of the alleys in Blocks 2263 and 2224 to the East line of Phoenix Avenue; thence Northerly along the East line of Phoenix Avenue to the South line of Miller Avenue; thence Westerly along the South line of Miller Avenue to the Northwest corner of Lot 9, Block 2196 of Alta Vista Tract; thence Southerly along the East line of the alley in Block 2196 of Alta Vista Tract to the Northwest corner of Lot 15, Block 2196; thence Easterly along the North line of Lot 15 to the Northeast corner of Lot 15, Block 2196; thence Southerly along the West line of Phoenix Avenue to the intersection with the Westerly projection of the North line of the alley in Block 2223; thence Easterly along said Westerly projection and along the Northerly line of alleys in Block 2223 and 2264 to the West line of El Vista Avenue; thence Southerly along the West line of El Vista Avenue and the Southerly extension thereof to the North line of the Modesto and Empire Traction Company Railroad Right of Way; thence Westerly along said North line of the Modesto and Empire Traction Company Railroad Right of Way to the Southeast corner of Lot 9, Block 1 of Del Este Subdivision as shown in Volume 8 of Maps at Page 12, Stanislaus County Records; thence Northerly along the West line of alley in Block 1 of said subdivision to the Southeast corner of Lot 15, Block 1; thence Westerly along lot lines which are parallel to and 110 feet South of Yosemite Boulevard to the West line of a 60 foot street known as Santa Rosa Avenue; thence Southerly along the West line of Santa Rosa Avenue to the North line of Gilmore Avenue; thence S 89° 49' 30" W along the North line of Gilmore Avenue 169.05 feet; thence leaving said Gilmore Avenue on a curve to the left having a radius of 283.41 feet, an arc distance of 292.31 feet and a long chord whose bearing is N 78° 07' 39" W and length is 279.52 feet; thence S 72° 19' 30" W, 164.87 feet to the East line of Yosemite Boulevard; thence Westerly along the South line of Yosemite Boulevard to the center line of Beard Brook; thence Northerly and Easterly along the existing City Limits to the point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of August, 1953 by Councilman R. 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: R. Adams, Arata, Mellis, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams, Annan, and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,297-N.S.

A RESOLUTION ACKNOWLEDGING RECEIPT OF A COPY OF NOTICE OF INTENTION TO CIRCULATE PETITIONS TO ANNEX TERRITORY TO THE CITY OF MODESTO AND APPROVING THE CIRCULATION OF PETITION. (GRANGER ADDITION)

WHEREAS, on July 24, 1953 Mrs. Carl Soderstrom, John W. Harrity, Mrs. Richard Lamoreaux, Mrs. Margaret W. LaValley, Mrs. Elizabeth B. Vaughan, Mrs. Bernice H. Brown, Alta Marie Countryman, Sally J. Heerman, Rev. William D. Kennedy, Mrs. Jean J. Knoles, Elaine Glover, Dorothy Pittman, J. R. Minson, Mrs. Ann Countryman, Mrs. Pete Onnigian, La Verne Rice published in The Modesto Tribune, the official newspaper of the City of Modesto a notice of Intention to Circulate a Petition within said territory hereinafter described for the purpose of securing sufficient signatures to request the Council of the City of Modesto to call an election to determine whether the electors residing within said territory do or do not desire said territory to be annexed to the City of Modesto, and

WHEREAS, SAID Territory is inhabited, and

WHEREAS, said notice contained the names of the proponents intending to circulate the petition and the specific boundaries of the territory proposed to be annexed and was accompanied by printed statement not exceeding 500 words in length containing reasons for the petition, and

WHEREAS, on July 27, 1953, and within ten days after publication of said notice, there was filed in the office of the City Clerk of the City of Modesto a copy of the notice and statement and an affidavit of the publication of said notice,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Council acknowledges receipt of the copy of the notice and accompanying statement and receipt of the affidavit of publication and said Council hereby approves the circulation of the petition for annexation within the territory described in said notice and hereinafter described, provided the petition contains a request that the question to be submitted to the electors residing in the territory proposed to be annexed shall be whether the territory shall be annexed to and incorporated in and made a part of the City of Modesto and the property therein subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized up to and including the day of the election held to determine whether or not said property shall be annexed to the City.

Said territory is described as follows:

All that certain real property situate in the County of Stanislaus, State of California, in Sections 17 and 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Beginning at the point of intersection of the South line of Orangeburg Avenue and the West line of McHenry Avenue as shown on map of the Mensinger Tract Number 4, filed in Volume 14 of Maps at Page 68, Stanislaus County Records, said point being 25 feet at right angles Westerly from the Section line common to Sections 20 and 21; thence Northerly on the West side of McHenry Avenue along a line parallel to and 25 feet at right angles Westerly from said Section line common to Sections 20 and 21 to the South line of the Modesto Irrigation District Lateral Number 3; thence Westerly along said South line of Modesto Irrigation District Lateral Number 3 to the point of intersection with the West line of the Tidewater Southern Railway Company right of way said point also being the East line of the Cloverfield Tract as filed in Volume 17 of Maps at Page 33, Stanislaus County Records; thence Southerly along said line to the point of intersection with the centerline of the 40 foot road known as Granger Avenue; thence Easterly along the centerline of Granger Avenue 60 feet to the East line of the Tidewater Southern Railway Company right of way which also is a line parallel to and 30 feet East of the West line of Lots 2 and 19 of Weil Colony, filed in Volume 3 of Maps at Page 37, Stanislaus County Records; thence Southerly along said East line to the point of intersection with the North line of Orangeburg Avenue; thence Westerly 30 feet along said North line of Orangeburg Avenue; thence Southerly at right angles to Orangeburg Avenue 50 feet to the South line of Orangeburg Avenue said line being also the North line of Block 6007 of the James Tract as filed in Volume 11 of Maps at Page 68, Stanislaus County Records; thence 660.00 feet Easterly along said South line of Orangeburg Avenue to the centerline of Enslin Avenue and the East boundary of said James Tract being also the West boundary of the Monaco Tract as filed in Volume 11 of Maps at Page 67, Stanislaus County Records; thence continuing 660.00 feet Easterly along the South line of Orangeburg Avenue, as shown on said Monaco Tract, to the East boundary of said Monaco Tract being also the West boundary of the Mensinger Tract Number 2 as filed in Volume 11 of Maps at Page 30, Stanislaus County Records, thence continuing 659.59 feet Easterly along the South line of Orangeburg Avenue as shown on said Mensinger Tract Number 2, to the East boundary of said Mensinger Tract Number 2 being also the West boundary of Mensinger Tract Number 4; thence Northerly along the Westerly boundary of said Mensinger Tract Number 4, 10 feet to the Southerly line of Orangeburg Avenue as shown on the Mensinger Tract No. 4; thence Easterly along Orangeburg Avenue 635.19 feet to the Point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of August, 1953, by Councilman Mellis, 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: R. Adams, Arata, Mellis, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams, Annan, and Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,298-N.S.

A RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF AGREEMENTS WITH STANISLAUS COUNTY FOR PARTICIPATION IN THE RECREATION PROGRAM

---oOo---

BE IT HEREBY RESOLVED that the agreement between the City of Modesto and Stanislaus County for county participation in community recreation for the fiscal year 1953-54 in the amount of \$14,456.00 be, and it is hereby approved.

BE IT HEREBY RESOLVED that execution of this agreement is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of August, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman^{R.}/Adams, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams, and Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,299-N.S.

A RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF AGREEMENTS WITH STANISLAUS COUNTY FOR PARTICIPATION IN THE RECREATION PROGRAM. (BRET HARTE)

---oOo---

BE IT HEREBY RESOLVED that agreement between the City of Modesto and Stanislaus County for county participation in the recreation program for the Bret Harte unincorporated area for the fiscal year 1953-54 in the amount of \$1,488.00 be, and it is hereby approved.

BE IT HEREBY RESOLVED that the execution of this agreement is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of August, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams and Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,300-N.S.

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH MC NAUGHTON LIBRARIES, INC., PROVIDING FOR THE ESTABLISHMENT OF A LIBRARY RENTAL SERVICE IN THE MC HENRY PUBLIC LIBRARY.

---oOo---

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

SECTION 1. The Librarian of the McHenry Public Library be, and he is hereby authorized to enter into an agreement on behalf of the City of Modesto with McNaughton Libraries, Inc. covering the establishment of a library rental service in the McHenry Public Library on the terms and conditions outlined in that certain letter from McNaughton Libraries, Inc., with enclosures, dated July 14, 1953.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of August, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Arata, Mellis, Merrill, and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams, and Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,301-N.S.

A RESOLUTION DECLARING THE INTENTION OF THE CITY OF MODESTO TO SELL CERTAIN PROPERTY BELONGING TO THE CITY.

---oOo---

WHEREAS, the following described buildings situate on Lot 18 of Weil Colony, in the City of Modesto, County of Stanislaus, State of California, to-wit:

1. House - frame construction, approximately 30' x 45' outside dimensions; 5 rooms downstairs, 2 attic rooms, service porch, basement room; conventional foundation.
2. Garage and Utility building - frame construction, 20' x 25'; attached frame chicken shed, 10' x 12'; no foundations.
3. Chicken house - 22' x 60', frame construction; concrete slab foundation.
4. Shed - frame construction, 10' x 12'; no foundation.

(The buildings will be labeled conspicuously with the number assigned.)

is the property of the City of Modesto, and

WHEREAS, said property will not be needed for City purposes, and

WHEREAS, the City Council intends, and hereby declared its intention to sell and convey for cash, all its right, title and interest in and to said property hereinabove described, and

WHEREAS, said buildings are improvements upon said Lot 18 of Weil Colony and may be seen and inspected at Orangeburg Avenue near its intersection with the Tidewater Southern Railroad,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it will, on the 26th day of August, 1953, in the Council Chambers of the City Hall, 717 - 10th Street, Modesto, California in public meeting at the hour of 8:00 P.M. receive and consider sealed proposals to purchase said hereinabove described property, and

BE IT FURTHER RESOLVED that proposals to purchase may be submitted on any of the buildings offered for sale. Proposals shall identify, by number, each building in which the bidder is interested, and the amount offered for that building, and

BE IT FURTHER RESOLVED that ~~all buildings~~ shall be removed and all debris resulting from such removal be cleaned up by the purchaser not later than October 31, 1953; purchaser not required to remove foundations or floor slabs, and

BE IT FURTHER RESOLVED that at said time and place all sealed proposals which have been received shall, in public session, be opened, examined and declared by this Council, and that at said time and place this Council will sell to the highest responsible bidders said hereinbefore described property; provided, however, that if upon a call for oral bidding in said session, any responsible person will offer to purchase said property upon the terms and conditions specified in this resolution for a purchase price exceeding by at least five (5%) per cent the highest of said written proposals submitted to this Council, then the highest of any of the oral bids which shall be made by an responsible person shall be finally accepted. This Council, however, reserves the right at such session to reject any and all bids, either written or oral, and to withdraw said hereinbefore described property from being sold, and

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to cause a copy of this Resolution to be published in full at least once not less than five (5) days before the date of said meeting in The Modesto Tribune, the official newspaper of the City of Modesto, and

BE IT FURTHER RESOLVED that said bids, whether written or oral, must be accompanied by cash or a cashier's check or a certified check, certified to by some responsible bank or banker, and made payable to the City of Modesto in an amount equal to at least ten (10%) per cent of the amount bid, to be retained by said City as agreed and liquidated damages should the party whose bid is accepted by the City Council fail to deposit with the City Clerk the amount of his bid within five (5) days after written notice of acceptance of said bid shall be given.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of August, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: ANNE M. COLLINS, ACTING CITY CLERK

RESOLUTION NO. 10,302-N.S.

A RESOLUTION ACCEPTING THE BID OF KE-STON & MUNY FOR THE CONSTRUCTION OF THE SEWAGE AND INDUSTRIAL WASTES TREATMENT WORKS

---oOo---

WHEREAS, Resolution No. 10,279-N.S. adopted by the Council of the City of Modesto on July 15, 1953 approved the plans and specifications and authorized the calling for bids for the construction of Sewage and Industrial Wastes Treatment Works, comprising comminutor-detritor structure sludge digester, digester control house and appurtenances,

WHEREAS, the nine bids received for the said construction were opened at 2 P.M. August 10 in the office of the Director of Public Works 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 \$164,300.00 made by Ke-Ston & Muny be accepted, as it was the lowest bid received.

NOW, THEREFORE, BE IT RESOLVED that the bid of Ke-Ston & Muny of \$164,300.00 for the construction of the Sewage and Industrial Wastes Treatment Works be, and it is hereby accepted and the execution of a contract for the completion of the construction be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of August, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams.

ATTEST: ANNE M. COLLINS,
ACTING CITY CLERK

RESOLUTION NO. 10,303-N.S.

A RESOLUTION ESTABLISHING LOADING ZONES ON CERTAIN STREETS IN THE CITY OF MODESTO.

---oOo---

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

SECTION 1. A loading zone is hereby established in each of the following locations in accordance with sub-section (b) of Section 31 of Ordinance No. 345-N.S. of the City of Modesto, as amended:

- (a) Along the Northwesterly side of "J" Street, beginning at a point one hundred eight (108') feet Southwesterly from the property line on the Southwesterly side of Eleventh Street, extending Southwesterly a distance of twenty-three (23') feet. (Covell Theatre)
- (b) Along the Southwesterly side of Tenth Street, beginning at a point one hundred thirty-three (133') feet Southeasterly of the property line of the Southeasterly side of "H" Street, extending Southeasterly a distance of twenty-nine (29') feet. (Esquire Theatre)
- (c) Along the Southwesterly side of Tenth Street, beginning at a point one hundred eight (108') feet Southeasterly of the property line of the Southeasterly side of "K" Street, extending Southeasterly a distance of thirty-two (32') feet. (Strand Theatre)
- (d) Along the Northwesterly side of "J" Street, beginning at a point fifty-one (51') feet Northeasterly from the property line of the Northeasterly side of Thirteenth Street, extending Northwesterly a distance of twenty-seven (27') feet. (State Theatre)

SECTION 2. Each of the above described zones shall be used for loading purposes only, as specified in Section 31 of Ordinance No. 345-N.S., as amended, except that no loading or unloading shall be permitted in any such zone during the time the adjacent theatre is open to the public.

SECTION 3. The Director of Public Works is hereby directed to cause the above described loading zones to be marked and posted in accordance with the provisions of this resolution and the applicable laws of the City.

SECTION 4. All resolutions or parts of resolutions in conflict herewith are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of August, 1953, by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: Annan

Absent: Councilmen: M. Adams

ATTEST: ANNE M. COLLINS, ACTING CITY CLERK

RESOLUTION NO. 10,304-N.S.

A RESOLUTION AUTHORIZING APPROPRIATION TRANSFER

---oOo---

BE IT HEREBY RESOLVED that the appropriation transfer be authorized of \$42,602 from the Reserve for Salary Adjustments to Departmental budgets, Salaries and Wages \$42,282 and General Reserve \$320.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of August, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams.

ATTEST: ANNE M. COLLINS, ACTING CITY CLERK

RESOLUTION NO. 10,305-N.S.

A RESOLUTION SETTING A DATE AND PLACE FOR THE PUBLIC HEARING ON THE REQUEST OF HERSHEL I. LAWRENCE TO OPERATE THREE ADDITIONAL TAXICABS IN THE CITY OF MODESTO.

WHEREAS, Hershel I. Lawrence dba Smitty's Taxi, has filed a request for permission to operate three additional taxicabs in the City of Modesto, and

WHEREAS, Ordinance No. 1053-N.S. requires that an investigation and report be made by the Police Chief to the Council and that a public hearing be held to determine whether the public convenience and necessity require the proposed taxicab service.

NOW, THEREFORE, BE IT RESOLVED that the date of August 26, 1953 at 8:30 P.M. in the Council Chambers of the City of Modesto be set as the time and place for the public hearing on the request of Hershel I. Lawrence to operate three additional taxicabs.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of August, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: ANNE M. COLLINS, ACTING CITY CLERK

RESOLUTION NO. 10,306-N.S.

A RESOLUTION ACCEPTING EASEMENT FROM THE MODESTO IRRIGATION DISTRICT AND AUTHORIZING THE RECORDING OF THE SAME.

---oOo---

BE IT HEREBY RESOLVED that the easement dated August 10, 1953, from the Modesto Irrigation District for the purpose of operating a well, pump and appurtenances on the right of way of the Modesto Irrigation District Lateral No. 3 in Section 17, Township 3 South, Range 9 East, M.D.B. & M. in the County of Stanislaus, State of California, be, and it is hereby accepted.

BE IT FURTHER RESOLVED THAT THE City Clerk be authorized to record said easement with the County Recorder, Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of August, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Merrill, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: ANNE M. COLLINS, ACTING CITY CLERK

RESOLUTION NO. 10,306A-N.S.

A RESOLUTION ACCEPTING TRAFFIC ISLAND AT MAZE BLVD. AND L STREET FROM CONTRACTOR, STANDARD MATERIALS INC.

---oOo---

WHEREAS, a report has been filed by the Director of Public Works that the contract for the construction of traffic islands at Maze, L, Fifth and Washington Streets, has been completed and that a progress payment of \$726.⁵⁷67 is due and payable,

NOW THEREFORE BE IT RESOLVED that the contract be accepted from said contractor, that Notice of Completion be filed with the County Recorder, and that progress payment of \$726.67 be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of August, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams and Annan

ATTEST: ANNE M. COLLINS, ACTING CITY CLERK

RESOLUTION NO. 10,307-N.S.

A RESOLUTION AUTHORIZING PAYMENT OF CLAIMS OF CITY EMPLOYEES FOR SALARY DURING MILITARY LEAVE

---oOo---

WHEREAS, Bud Vickery and Robert Santisteven, employees of the City of Modesto, have filed claims for payment of salaries during military leave, and

WHEREAS, the legality of these claims have been approved by the City Attorney.

NOW THEREFORE BE IT RESOLVED that the claim of Robert Santisteven for \$112.64 for period June 25, 1950 to July 9, 1950, and claims of Bud Vickery for periods June 25, 1950 to July 9, 1950 and June 17, 1951 to July 1, 1951, in amount \$205.83 be and they are hereby allowed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of August, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams and Annan

ATTEST: ANNE M. COLLINS, ACTING CITY CLERK

RESOLUTION NO. 10,308-N.S.

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO. (CAROLAND MANOR ADDITION)

---oOo---

WHEREAS, a petition has been filed 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 portion of Lot 17 of FRESNO TRACT, according to the Map thereof filed in the office of the County Recorder of Stanislaus County, California, on March 14, 1903 in Volume 1 of Maps at Page 76, more particularly described as follows:

Beginning at the Northwest corner of Lot 16 of the FRESNO TRACT, being at the Northwest corner of the existing limits of the City of Modesto; thence South along the dividing line between Lots 16 and 17, of said Fresno Tract, being the Westerly line of the existing limits of the City of Modesto, a distance of 1650.00 feet to the South line of the County Road, known as Briggsmore Avenue; thence West and along the South line of said Briggsmore Avenue, a distance of 639.54 feet, more or less, to the East line of Tully Road; thence North and along the East line of Tully Road, a distance of 1670.46 feet, more or less, to a point on the North line of said Lot 17; thence East and along the North line of said Lot 17, 639.54 feet to the point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of August, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes; Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams.

ATTEST: ANNE M. COLLINS, ACTING CITY CLERK

RESOLUTION NO. 10,309-N.S.

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL COMPANY FOR THE FURNISHING OF LAMPS FOR THE FISCAL YEAR 1953-54.

---oOo---

WHEREAS, Resolution No. 10,291-N.S. adopted by the Council of the City of Modesto on August 5, 1953 authorized the calling for bids for the furnishing of incandescent, fluorescent and Mercury Vapor Lamps for the fiscal year 1953-54, and

WHEREAS, the four bids received for the lamps were opened at 2 P.M. August 18 in the office of the Director of Public Works and later tabulated for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Industrial Electrical Company be accepted due to the fact that the City would have a local source of supply and that consideration be given to local enterprise when considering bids submitted.

NOW, THEREFORE, BE IT RESOLVED that the bid of the Industrial Electrical Company for the furnishing of incandescent, fluorescent and Mercury Vapor lamps be, and it is hereby accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of August, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: ANNE M. COLLINS, ACTING CITY CLERK

RESOLUTION NO. 10,310-N.S.

A RESOLUTION AUTHORIZING AND DIRECTING THE APPOINTMENT OF A GREEK-IONIAN RELIEF COMMITTEE.

---oOo---

WHEREAS, between August 10th and August 17th of this year the Greek Islands known as the Ionian Islands were subjected to a continuing series of severe earthquakes which devastated the area, destroyed most of the homes, killed and wounded many of the people, and left a population of approximately 130,000 in a destitute and stricken condition, and

WHEREAS, said population is direly and urgently in need of food, clothing, shelter and other necessities of life, and

WHEREAS, in view of the fact that winter is fast approaching, unless aid and assistance is forthcoming quickly, the people will suffer additional extreme hardships, and

WHEREAS, the American people have been ever ready to respond generously to assist those who are in dire need due to circumstances beyond their control,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Mayor be, and he is hereby authorized and directed to appoint a Committee to be known as the Ionian-Greek Relief Committee, whose purpose shall be to sponsor and encourage the solicitation and contribution of funds to be used solely for the relief of the people of the area, and to transmit all contributions directly and promptly to those responsible for the administration of relief to the area.

BE IT FURTHER RESOLVED that the people of this community, be, and they are hereby requested to demonstrate their willingness to assist the stricken populace by sending or delivering contributions to the Ionian-Greek Relief Committee care of the City Clerk, City Hall, Modesto, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of August, 1953, by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams.

ATTEST: REX E. GAIEFUS, CITY CLERK

RESOLUTION NO. 10,310A-N.S.

A RESOLUTION CONSENTING TO COMMENCEMENT OF PROCEEDINGS TO ANNEX INHABITED TERRITORY DESIGNATED AS THE "LA LOMA-YOSEMITE ADDITION" TO THE CITY OF MODESTO UNDER THE ANNEXATION ACT OF 1913.

WHEREAS, on July 29, 1953 a Request for Consent to Commence Proceedings to Annex Certain Territory hereinafter described to the City of Modesto was presented to the Council, and

WHEREAS, on August 5, 1953 said request was referred to the Planning Commission of the City of Modesto for investigation, report and recommendation, and

WHEREAS, on August 19, 1953 the Modesto City Planning Commission rendered its report and recommendation to the City Council, favoring the commencement of annexation proceedings, and

WHEREAS, the County Boundary Commission of Stanislaus County has heretofore approved the proposed boundary of said LaLoma-Yosemite Addition as to definiteness and certainty, and

WHEREAS, it is the desire of the City Council to give its consent to the commencement of such annexation proceedings upon the condition that the electors within said territory be informed at the time the petition for annexation is circulated that the question to be submitted to said electors shall be whether said territory shall be annexed to, incorporated in, and made a part of the City of Modesto and the property therein subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the filing of the petition for annexation,

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

SECTION 1. That consent be and it is hereby granted for the commencement of annexation proceedings in connection with said inhabited territory in accordance with the Annexation Act of 1913, as amended, provided the petition for annexation contains the request that the question to be submitted to the electors residing in the territory proposed to be annexed shall be whether said territory shall be annexed to, incorporated in, and made a part of the City of Modesto and the property therein subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the filing of the petition for annexation.

SECTION 2. That said unincorporated territory be and it is hereby designated as the "LaLoma-Yosemite Addition", is contiguous to the City of Modesto and described as follows, to-wit:

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

Portions of Sections 27,28,33 and 34, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

Beginning at a point on the existing City Limits where the East quarter quarter section line of Section 28, Township 3 South, Range 9 East, Mount Diablo Base and Meridian intersects the center line of Beard Brook; thence Easterly along the center line of Beard Brook to its intersection with the East line of the 50 foot road known as Covena Avenue extended Northerly; thence Southerly along the East side of Covena Avenue to the South side of the roadway easement described in the deed to S. G. Darby, et ux, recorded in Stanislaus County April 7, 1945, as Instrument No. 6260; thence Easterly along South side of said easement to its East end which is the Northeast corner of the property described in Instrument No. 18927 of the year 1948; thence Southerly S 9° 31' E to a point which is S 84° 07' W, 178.37 feet from the East line of the West one-half of the Northwest one-quarter of Section 27, Township 3 South, Range 9 East; thence N 84° 07' E, 178.37 feet to a point on said quarter quarter section line; thence Southerly along said East line and its Southerly projection S 0° 41' E, 564.27 feet to the South line of Modesto Irrigation District Lateral No. 2 Right of Way; thence Easterly along said South line to its intersection with the Northerly projection of the West line of Rosina Avenue as shown on Map of Covena Park Tract No. 2 recorded in Volume 14 of Maps at Page 49, Stanislaus County Records; thence Southerly along said projection and said West line of Rosina Avenue to its intersection with the Westerly projection

of the North line of Lot 16, Block 2031A of Covena Park Tract No. 2; thence Easterly along said Westerly projection and boundary of Covena Park Tract No. 2 S 89° 49' 30" E, 658.84 feet to the West line of Conejo Avenue as shown on Map of Uccello Tract recorded in Volume 16 of Maps at Page 56, Stanislaus County Records; thence Northerly along the West line of Conejo Avenue as shown on Map of Uccello Tract to its intersection with the Westerly projection of the Northerly boundary of Uccello Tract; thence Easterly along said Westerly projection and said Northerly boundary to its intersection with the West line of Ellis Tract as shown in Volume 14 of Maps at Page 51, Stanislaus County Records; thence Northerly along the West line of said Ellis Tract to the South line of Modesto Irrigation District Lateral No. 2; thence Easterly along the South line of Modesto Irrigation District Lateral No. 2 to the Northeast corner of Ellis Tract; thence Southerly along the East boundary of Ellis Tract to the Southeast corner of Ellis Tract; thence Easterly and Northerly along the boundaries of Alta Vista Tract as shown in Volume 14 of Maps at Page 75, Stanislaus County Records, to the South side of Modesto Irrigation District Lateral No. 2; thence Easterly along the South side of Modesto Irrigation District Lateral No. 2 to its intersection with the Northern projection of the East line of the alley in Block 2258 as shown on Map of Alta Vista Tract No. 2 in Volume 16 of Maps at Page 43, Stanislaus County Records; thence Southerly along said projection and along the East line of alley in Block 2258, 2260 and 2262 of Alta Vista Tract No. 2 to the North line of Miller Avenue; thence Easterly along the North side of Miller Avenue to the West side of El Vista Avenue; thence Southerly along the West side of El Vista Avenue to the Northeast corner of Lot 18 Block 2263; thence Westerly along the South line of the alleys in Blocks 2263 and 2224 to the East line of Phoenix Avenue; thence Northerly along the East line of Phoenix Avenue to the South line of Miller Avenue; thence Westerly along the South line of Miller Avenue to the Northwest corner of Lot 9, Block 2196 of Alta Vista Tract; thence Southerly along the East line of the alley in Block 2196 of Alta Vista Tract to the Northwest corner of Lot 15, Block 2196; thence Easterly along the North line of Lot 15 to the Northeast corner of Lot 15, Block 2196; thence Southerly along the West line of Phoenix Avenue to the intersection with the Westerly projection of the North line of the alley in Block 2223; thence Easterly along said Westerly projection and along the Northerly line of alleys in Block 2223 and 2264 to the West line of El Vista Avenue; thence Southerly along the West line of El Vista Avenue and the Southerly extension thereof to the North line of the Modesto and Empire Traction Company Railroad Right of Way; thence Westerly along said North line of the Modesto and Empire Traction Company Railroad Right of Way to the Southeast corner of Lot 9, Block 1 of Del Este Subdivision as shown in Volume 8 of Maps at Page 12, Stanislaus County Records; thence Northerly along the West line of alley in Block 1, of said subdivision to the Southeast corner of Lot 15, Block 1; thence Westerly along lot lines which are parallel to and 110 feet South of Yosemite Boulevard to the West line of a 60 foot street known as Santa Rosa Avenue; thence Southerly along the West line of Santa Rosa Avenue to the North line of Gilmore Avenue; thence S 89° 49' 30" W along the North line of Gilmore Avenue 169.05 feet; thence leaving said Gilmore Avenue on a curve to the left having a radius of 283.41 feet, an arc distance of 292.31 feet and a long chord whose bearing is N 78° 07' 39" W and length is 279.52 feet; thence S 72° 19' 30" W, 164.87 feet to the East line of Yosemite Boulevard; thence Westerly along the South line of Yosemite Boulevard to the center line of Beard Brook; thence Northerly and Easterly along the existing City Limits to the point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of August, 1953, by Councilman Mayor Marks, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes; Councilmen: None

Absent: Councilmen: M. Adams and Annan

ATTEST: ANNE M. COLLINS, ACTING CITY CLERK

RESOLUTION NO. 10,311-N.S.

A RESOLUTION ACCEPTING EASEMENTS FROM THE MODESTO IRRIGATION DISTRICT

---oOo---

BE IT HEREBY RESOLVED that the following rights of way for the laying down, inspecting, maintaining and using for conveying water and/or sewage: Agreement dated July 27, 1953 (Water) lateral #3 at McHenry Avenue Agreement dated August 17, 1953 (sewer) lateral No. 3 at Tully Avenue Agreement dated August 17, 1953 (sewer) lateral No. 4 at Emerald Avenue from the Modesto Irrigation District to the City of Modesto be and they are hereby approved and accepted, and

BE IT FURTHER RESOLVED that the City Clerk be directed to record said right of way agreements 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 26th day of August, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, it was upon roll call carried and the resolution adopted by the following vote:

- Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,312-N.S.

A RESOLUTION ACCEPTING THE OFFER OF WENDELL THOMPSON TO PURCHASE HOUSE ON LOT 18 OF WEIL COLONY

---oOo---

WHEREAS Wendell Thompson has requested that he be permitted to place a bid on the house located on lot 18 of Weil Colony which had been advertised for sale, and

WHEREAS the City Attorney has ruled that there would be no legal objection to the Council considering the offer of Mr. Thompson providing it was understood that the requirements set up in Resolution No. 10,301-N.S., would have to be complied with, and

WHEREAS Mr. Thompson has offered to purchase the aforesaid house to be removed from the property, for \$400.00,

NOW THEREFORE BE IT RESOLVED that the offer of \$400.00 submitted by Wendell Thompson for the house located on lot 18 of Weil Colony which is to be removed from the property in accordance with the specifications originally proposed, be accepted, and

BE IT FURTHER RESOLVED that agreement for the purchase of said house is to be prepared by the City Attorney and executed by the city's/officials.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of August, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

- Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill, and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,313-N.S.

A RESOLUTION DENYING THE REQUEST OF HERSHEL LAWRENCE FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE THREE ADDITIONAL TAXICABS IN THE CITY OF MODESTO.

---oOo---

WHEREAS, Hershel Lawrence, doing business as "Smitty's Taxi", has filed an application with the City Clerk requesting the granting of a certificate of public convenience and necessity to operate three additional taxicabs in the City of Modesto, pursuant to Ordinance No. 1053-N.S., as amended, and

WHEREAS, the Council of the City of Modesto, at a regular meeting held on the 12th day of August, 1953, adopted a resolution fixing 8:30 P.M. on August 26, 1953, at its regular place of meeting, as the time and place for a public hearing on said application, and

WHEREAS, said application has been investigated by the Chief of Police, who has reported his findings in connection therewith, in writing, and has recommended the denial of the requested certificate of public convenience and necessity to operate additional taxicabs, and

WHEREAS, at the time and place aforesaid, said public hearing was conducted, and evidence on the matter was presented, and

WHEREAS, the Council finds that the public convenience and necessity does not require the granting of the requested certificate of public convenience and necessity for the operation of additional taxicabs for the reasons stated in said report submitted by the Chief of Police,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the application by Hershel Lawrence for a certificate of public convenience and necessity to operate additional taxicabs be denied.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of August, 1953, by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

- Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
- Noes: Councilmen: None
- Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,314-N.S.

A RESOLUTION RESCINDING THAT PORTION OF RESOLUTION NO. 10,303-N.S. ESTABLISHING A LOADING ZONE IN FRONT OF THE ESQUIRE THEATRE IN THE CITY OF MODESTO.

---oOo---

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

SECTION 1. That portion of Resolution No. 10,303-N.S., adopted on August 12, 1953, which establishes a loading zone at the following location is hereby rescinded:

- (b) Along the Southwesterly side of Tenth Street, beginning at a point one hundred thirty-three (133') feet South-easterly of the property line of the Southeasterly side of "H" Street, extending Southeasterly a distance of twenty-nine (29') feet. (Esquire Theatre)

SECTION 2. The Director of Public Works is hereby directed to cause parking meters to be installed in said location in accordance with the applicable laws of the city.

SECTION 3. All resolutions or parts of resolutions in conflict herewith

are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of August, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,315-N.S.

A RESOLUTION ESTABLISHING LOADING ZONES AND DESIGNATING PARKING PLACES ON TENTH STREET BETWEEN "B" STREET AND "C" STREET IN THE CITY OF MODESTO

---oOo---

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

SECTION 1. Loading zones and parking places are hereby designated and established on both sides of Tenth Street between "B" Street and "C" Street in the City of Modesto as shown and located on that certain drawing entitled, "Parking Study of Tenth Street Between 'B' Street and 'C' Street", which is attached hereto and hereby made a part of this resolution.

SECTION 2. The one-hour parking restrictions contained in Section 32 of Ordinance 345-N.S., as amended, shall not apply to any of the places designated for parking by this resolution.

SECTION 3. The Director of Public Works is hereby directed to cause the above described loading zones and parking places to be marked and/or posted in accordance with the provisions of this resolution and the applicable laws of the city.

SECTION 4. All resolutions or parts of resolutions in conflict herewith are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of August, 1953, by Councilman Annan, 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: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,316-N.S.

A RESOLUTION ESTABLISHING STOP SIGNS ON CERTAIN STREETS IN THE CITY OF MODESTO

---oOo---

WHEREAS, under and by virtue of provisions of Ordinance No. 558-N.S. of the City of Modesto; the City Council of said City has the power when and if the general welfare and safety of the citizens of the City of Modesto so require it, to erect boulevard stop signs at or adjacent to any intersection within the City of Modesto, and

WHEREAS, it appears to said City Council that the general welfare of the citizens of Modesto require that boulevard stop signs be erected and maintained at intersections herein designated and that at said intersections all the provisions of Ordinance No. 558-N.S. of City of Modesto entitled: "AN ORDINANCE AMENDING SECTION 23 of ORDINANCE NO. 345-N.S. of THE CITY OF MODESTO AS HEREAFTER AMENDED," shall be enforced and said stop signs shall be erected prohibiting drivers of vehicles from passing said boulevard stop signs without first stopping vehicles so operated by said operator.

NOW THEREFORE BE IT RESOLVED and ordered by said City Council that at the places hereinafter designated, the Director of Public Works shall erect or cause to be erected and maintained, boulevard stop signs and that said Ordinance No. 558-N.S. heretofore referred to shall be enforced at said intersections:

- (1.) On the Southeast corner of Tully Avenue and Orangeburg Avenue for traffic proceeding north on Tully Avenue.
- (2.) On the Southeast corner of College Avenue and Orangeburg Avenue for traffic proceeding north on College Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of August, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,317-N.S.

A RESOLUTION ESTABLISHING A 24-MINUTE PARKING SPACE ON THE WEST SIDE OF TENTH STREET BETWEEN "K" STREET AND "L" STREET IN THE CITY OF MODESTO.

---oOo---

WHEREAS, the Council of the City of Modesto by ordinance heretofore passed, is empowered by resolution to increase and/or diminish parking time limits for vehicles on the streets of said city, and

WHEREAS, the best interests of the citizens of said city require that the length of time for which a vehicle may be parked in the following location shall be for the period of twenty-four (24) minutes between the hours of 9 o'clock A.M. and 6 o'clock P.M., Sundays excepted,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the parking time limit for the following described parking place in the business district be reduced from sixty (60) minutes to twenty-four (24) minutes, and that the Director of Public Works cause the parking meter thereat to be set and marked accordingly:

First parking space immediately south of "L" Street on the west side of Tenth Street in the City of Modesto.

BE IT FURTHER RESOLVED that all resolutions or parts of resolutions in conflict herewith are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of August, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,318-N.S.

A RESOLUTION ACKNOWLEDGING THE RECEIPT OF A COPY OF NOTICE OF INTENTION TO CIRCULATE A PETITION FOR THE ANNEXATION OF THE TERRITORY DESIGNATED AS THE "LA LOMA-YOSEMITE ADDITION" TO THE CITY OF MODESTO AND AN AFFIDAVIT OF PUBLICATION THEREOF AND APPROVING THE CIRCULATION OF A PETITION.

---oOo---

WHEREAS, on August 25, 1953 there was filed with the City Clerk of the City of Modesto a copy of Notice of Intention to Circulate Petition for the Annexation of Certain Territory to the City of Modesto under the Annexation Act of 1913, as amended, designated as the LaLoma-Yosemite Addition, accompanied by a written statement containing reasons for the petition, together with an affidavit of publication of said notice on August 21, 1953 in the Modesto Tribune, the official newspaper of the City of Modesto, and

WHEREAS, the Annexation Act of 1913, as amended, provides that the legislative body may adopt a resolution acknowledging receipt of the notice and approving the circulation of the petition,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the receipt of said notice, statement and affidavit be, and the same hereby is acknowledged, and that approval be, and hereby is given for the circulation of the petition for annexation of that certain territory designated as the LaLoma-Yosemite Addition, twenty-one days after the publication of said notice and statement, provided the petition contains a request that the question to be submitted to the electors residing in the territory proposed to be annexed shall be whether the territory shall be annexed to and incorporated in and made a part of the City of Modesto and the property therein subjected to taxation after annexation equally with the property within the city to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized up to and including the day of the election held to determine whether or not said property shall be annexed to 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 August, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,319-N.S.

A RESOLUTION EXPRESSING APPRECIATION FOR SERVICES RENDERED BY OWEN CHAMBERLAIN AND FRED CURTIS IN DIRECTING THE OPERATIONS OF THE MODESTO GROUND OBSERVER POST.

---oOo---

WHEREAS, it has come to the attention of the Modesto City Council that Mr. Owen B. Chamberlain, Post Supervisor, and Mr. Fred Curtis, Chief Observer, are resigning their respective posts of directing the operations of the Modesto Ground Observers Post; and

WHEREAS, Mr. Chamberlain and Mr. Curtis have devoted many hours of their time and have operated the post in an efficient manner with the assistance of other patriotic volunteers as a part of the Air Defense Team; and

WHEREAS, the unselfish and continued contribution by all these volunteers of their time and energies represents an outstanding public service; and

WHEREAS, the Modesto City Council formally recognizes the many contributions to community interests made by Mr. Chamberlain and Mr. Curtis in the course of their distinguished careers,

NOW, THEREFORE, BE IT RESOLVED that the Modesto City Council does hereby express its sincere appreciation for their devoted service to the community and nation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of September, 1953, by Councilman M. Adams, who moved its adoption and passage, which motion being duly seconded by Councilman Annan, was upon roll call carried by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,320-N.S.

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE CAROLAND MANOR ADDITION TO THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR HEARING OBJECTIONS TO THE PROPOSED ANNEXATION.

---oOo---

WHEREAS, a petition for annexation to the City of Modesto was filed by A. W. Winning and Lee Viola Winning on August 14, 1953, to annex to the City of Modesto, under the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, the area or territory hereby designated as the CAROLAND MANOR ADDITION, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

All that portion of Lot 17 of FRESNO TRACT, according to the Map thereof, filed in the office of the County Recorder of Stanislaus County, California, on March 14, 1903 in Volume 1 of Maps at Page 76, more particularly described as follows:

Beginning at the Northwest corner of Lot 16 of the FRESNO TRACT, being at the Northwest corner of the existing limits of the City of Modesto; thence South along the dividing line between Lots 16 and 17, of said Fresno Tract, being the Westerly line of the existing limits of the City of Modesto, a distance of 1650.00 feet to the South line of the County Road, known as Briggsmore Avenue; thence West and along the South line of said Briggsmore Avenue, a distance of 639.54 feet, more or less, to the East line of Tully Road; thence North and along the East line of Tully Road, a distance of 1670.46 feet, more or less, to a point on the North line of said Lot 17; thence East and along the North line of said Lot 17, 639.54 feet to the point of beginning.

and

WHEREAS, it appears to the Council of the said City and the Council after hearing evidence finds that said petition is in proper form and that the real property described therein and hereinabove described is contiguous to the City of Modesto and that said petition is signed by the owners of not less than one-fourth of the land in the territory by area, and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, being the County in which the territory is situated, and that less than twelve registered voters reside within said territory, and that said territory is uninhabited territory within the meaning of Annexation of Uninhabited Territory Act of 1939.

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

SECTION 1. NOTICE IS HEREBY GIVEN that the 7th day of October, 1953, at the hour of 4:30 o'clock P.M. of said day, in the Council Chambers of the City Hall, located at 717 Tenth 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. At any time before the hour set for hearing objections, any owner of property within the territory may file written protests against the annexation, which protest shall state the name of the owner of the property effected and the description and area of the property in general terms.

SECTION 2. 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.

SECTION 3. 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 in 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.

The foregoing resolution was introduced at a regular meeting held on the 2nd day of September, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,321-N.S.

A RESOLUTION TERMINATING THE AGREEMENT FOR SEWER AND WATER SERVICES BETWEEN THE CITY OF MODESTO AND THE TIDEWATER SOUTHERN RAILWAY CO.

---oOo---

WHEREAS, an agreement was entered into between the City of Modesto and the Tidewater Southern Railway Company, dated July 1, 1944, covering the furnishing of domestic water and sewer services by city to Company's North Modesto Yard, then situated outside the city limits, and

WHEREAS, said area has since been annexed to the City, and

WHEREAS, charges for furnishing domestic water and sewer services to area within the City are established by ordinance,

NOW THEREFORE, the parties hereto mutually agree as follows:

1. That certain agreement, dated July 1, 1944, between City and Company, covering the furnishing of domestic water and sewer services, referred to above, is hereby terminated and cancelled, effective August 1, 1953.

2. From and after August 1, 1953, the charges for furnishing domestic water and sewer services by City to Company shall be governed by the applicable laws of the City.

3. This termination agreement shall be attached to the original agreement referred to above, a copy of which is in the possession of each party hereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of September, 1953 by Councilman Mellis, 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,322-N.S.

A RESOLUTION APPROVING SPECIFICATIONS FOR PIPE, VALVES AND FITTINGS AND AUTHORIZING THE CALLING FOR BIDS

---oOo---

BE IT HEREBY RESOLVED that the specifications for the furnishing of pipe, valves and fittings, be approved and the calling for bids, to be opened at 2:00 P.M. September 28, 1953, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of September, 1953 by Councilman M. 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

RESOLUTION NO. 10,323-N.S.

A RESOLUTION ACCEPTING DEED OF EASEMENT FROM NORA L. CRANFORD

---oOo---

BE IT HEREBY RESOLVED that the deed of easement, dated August 28, 1953, from Nora L. Cranford, to the City of Modesto, for the construction and maintenance of storm sewer facilities in a portion of Lot 3, Block 6016 of College Center Addition, be and it is hereby accepted, and

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to record said easement with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of September, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

RESOLUTION NO. 10,324-N.S.

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LAWRENCE ROBINSON, SR., LAWRENCE ROBINSON, JR. AND WARD ROBINSON FOR SEWER SERVICE FOR PROPERTY LOCATED ON McHENRY AVENUE AT COOLIDGE AVENUE

---oOo---

BE IT HEREBY RESOLVED that agreement dated September 16, 1953, between the City of Modesto and Lawrence Robinson, Sr., Lawrence Robinson, Jr. and Ward Robinson, dba Lawrence Robinson & Sons, for the furnishing of sewer services to the tract of land consisting of approximately five acres, bounded by McHenry Avenue on the west, Coolidge Avenue on the south and undeveloped land on the north and east, lying in the County of Stanislaus, State of California, be approved, and

BE IT FURTHER RESOLVED that execution by authorized city officials be approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of September, 1953 by Councilman Mellis, 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

RESOLUTION NO. 10,325-N.S.

A RESOLUTION ESTABLISHING A PARKING METER ZONE ON BOTH SIDES OF "L" STREET BETWEEN NINTH STREET AND ELEVENTH STREET IN THE CITY OF MODESTO.

---oOo---

WHEREAS, Ordinance No. 1021-N.S. of the City of Modesto authorizes the Council by resolution to establish and designate streets and avenues in the City as parking meter zones as traffic conditions require, and

WHEREAS, a traffic study indicates that traffic conditions require the installation of parking meters on L Street between Ninth Street and Eleventh Street,

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

SECTION 1. A one hour parking meter zone is hereby established on both sides of L Street between Ninth Street and Eleventh Street.

SECTION 2. The Director of Public Works is hereby directed to install parking meters in the above described location and to cause said above described location to be marked and posted in accordance with the provisions of this resolution.

SECTION 3. That portion of Resolution No. 9799-N.S. which establishes two hour parking on both sides of L Street between Ninth Street and Tenth Street and that portion of Resolution No. 5214 N.S. which establishes two hour parking on both sides of L Street between Tenth and Eleventh Streets are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of September, 1953, by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

RESOLUTION NO. 326-N.S.

A RESOLUTION PROHIBITING PARKING IN SPECIFIED PLACES ON BOTH SIDES OF SEMPLE STREET IN THE CITY OF MODESTO.

---oOo---

WHEREAS, Section 32 of Ordinance No. 345-N.S. of the City of Modesto, as amended, authorizes the City Council, by resolution, to fix the time for which motor vehicles may be parked upon the streets of the City,

NOW, THEREFORE, BE IT RESOLVED that it shall be unlawful for the operator of a vehicle to stop or park such vehicle in the following places in the City of Modesto:

Both sides of Semple Street from the North property line of Downey Avenue, north eighty six (86') feet two (2") inches.

BE IT FURTHER RESOLVED that the Director of Public Works be, and he is hereby directed to cause the above described location to be marked in accordance with the provisions of this resolution.

BE IT FURTHER RESOLVED that all resolutions or parts of resolutions in conflict herewith are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of September, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS

RESOLUTION NO. 10,327-N.S.

A RESOLUTION ESTABLISHING TWO-HOUR PARKING ON BOTH SIDES OF FOURTEENTH STREET BETWEEN "G" STREET AND "I" STREET IN THE CITY OF MODESTO.

---oCo---

WHEREAS, the Council of the City of Modesto by ordinance heretofore passed is empowered by resolution to increase and/or diminish parking time limits for vehicles on the streets of said city, and

WHEREAS, said Council by ordinance heretofore passed is empowered to cause the erection of proper signs in the business district of said city and by resolution may enforce the provisions of all ordinances relating to the parking of vehicles of said city, and

WHEREAS, the best interests of the citizens of said city require that the length of time for which a vehicle may be parked in the following described area shall be for the period of two hours between the hours of 9 o'clock a.m. and 6 o'clock p.m.,

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

SECTION 1. Vehicles shall not be parked between the hours of 9 o'clock a.m. and 6 o'clock p.m. for a period longer than one hundred twenty (120) consecutive minutes in the following described area:

Both sides of Fourteenth Street between "G" Street and "I" Street.

SECTION 2. Said parking restrictions shall not be applicable on Sunday.

SECTION 3. The Director of Public Works be and he is hereby directed to cause the above described location to be marked in accordance with the provisions of this resolution.

SECTION 4. All resolutions or parts of resolutions in conflict herewith are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of September, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

RESOLUTION NO. 10,328-N.S.

A RESOLUTION PROHIBITING PARKING IN SPECIFIED PLACES ON "H" STREET NEAR ITS INTERSECTION WITH SEVENTEENTH STREET IN THE CITY OF MODESTO.

WHEREAS, Section 30 of Ordinance No. 345-N.S. of the City of Modesto, as amended, authorizes the City Council to designate certain places upon streets within the business district of the City at which it shall be unlawful for the operator of a vehicle to stop or park such vehicle,

NOW, THEREFORE, BE IT RESOLVED that it shall be unlawful for the operator of a vehicle to stop or park such vehicle in the following places in the City of Modesto:

- (1) Along the northwesterly side of "H" Street, beginning at the property line of the northeasterly side of Seventeenth Street and extending northeasterly a distance of twenty (20') feet;
- (2) Along the southeasterly side of "H" Street, beginning at the property line of the southwesterly side of Seventeenth Street and extending southwesterly a distance of twenty (20') feet.

BE IT FURTHER RESOLVED that the Director of Public Works be, and he is hereby directed to cause the above described locations to be marked in accordance with the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 16th day of September, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:
AYES: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

RESOLUTION NO. 10,329-N.S.

A RESOLUTION ESTABLISHING A SPECIAL FUND TO BE KNOWN AS THE "YOUTH CENTER FURNISHING FUND".

---oOo---

WHEREAS, it is anticipated that private contributions and donations will be received from various sources by the City to be used for the purpose of furnishing the L. J. Maddux Youth Center, and

WHEREAS, it is desirable to establish a specific fund to facilitate the proper administration and expenditure of said funds,

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

SECTION 1. A special fund to be known as the "Youth Center Furnishing Fund" is hereby created as a City fund.

SECTION 2. All donations and contributions heretofore and hereafter received by the City from private individuals, local clubs, organizations and other groups for the purpose of furnishing the Youth Center shall be deposited in said fund.

SECTION 3. Expenditures from said fund shall be made solely for the purpose of furnishing the Youth Center with the equipment and facilities necessary to operate a recreation program.

SECTION 4. Upon the completion of the furnishing of the Youth Center, said fund may be abolished by the City Council, and any unencumbered funds remaining therein shall be transferred to the General Fund of the City of Modesto to be used in connection with the maintenance or operation of the Youth Center.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 16th day of September, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:
AYES: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
NOES: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,330-N.S.

A RESOLUTION APPOINTING REPRESENTATIVE TO EXECUTIVE BOARD OF THE CENTRAL VALLEY DIVISION OF THE LEAGUE OF CALIFORNIA CITIES

---oOo---

BE IT HEREBY RESOLVED that Mayor Marks be and he is hereby appointed as representative of the City of Modesto on the Executive Board of the Central Valley Division of the League of California Cities, and

BE IT FURTHER RESOLVED that Councilman Robert Adams, be and he is hereby appointed as alternate representative.

The foregoing resolution was introduced at the regular meeting of the Council of the City of Modesto held on the 23rd day of September, 1953 by Councilman Mellis, 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: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,331-N.S.

A RESOLUTION ACCEPTING CONTRACT FOR THE IMPROVEMENT OF TUOLUMNE BOULEVARD BETWEEN SUTTER AND MERCED AVENUES

---oOo---

BE IT HEREBY RESOLVED that the contract completed by George Reed, contractor, for the improvement of Tuolumne Boulevard between Merced and Sutter Avenues be and it is hereby accepted and progress payment of \$17,134.86 is hereby authorized.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to record "Notice of Completion" with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of September, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, Annan, R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,332-N.S.

A RESOLUTION AUTHORIZING PAYMENT OF CLAIM OF C. D. NATTINGER, C.P.A.

---oOo---

BE IT HEREBY RESOLVED that the claim of C. D. Nattinger, Certified Public Accountant, of \$750.00 for the audit for the fiscal year of the 1952-53 records of the city, 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 23rd day of September, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,333-N.S.

A RESOLUTION APPOINTING MEMBERS TO THE BOARD OF LIBRARY TRUSTEES OF THE McHENRY PUBLIC LIBRARY OF THE CITY OF MODESTO

---oOo---

WHEREAS, Section 1102 of the Charter of the City of Modesto provides that members of boards or commissions shall be appointed by the Council to serve for a term of four years, said terms to expire on January 1st, under a plan for staggered terms, and

WHEREAS, there are at the present time two vacancies on the Board of Library Trustees,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following named persons be, and they are hereby appointed to the Board of Library Trustees for a term of office which shall expire for their respective appointments as herein specified:

<u>NAME</u>	<u>EXPIRATION DATE</u>
JOHN E. GORMAN	January 1, 1954
CHARLES S. ZIMMERMAN	January 1, 1957

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of September, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,334-N.S.

A RESOLUTION AUTHORIZING THE TRANSFER OF \$15,000 FROM THE GENERAL FUND OF THE CITY OF MODESTO TO THE LIBRARY FUND AND PROVIDING FOR REPAYMENT THEREOF.

---oOo---

WHEREAS, the Library Fund is without sufficient funds to meet the usual current expenses of operating the McHenry Public Library,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the sum of \$15,000 be and it is hereby transferred on a loan basis from the General Fund of the City of Modesto to the Library Fund to be used for the usual current expenses of operating the Library.

BE IT FURTHER RESOLVED that said sum of \$15,000 shall be repaid from the Library Fund to the General Fund out of Library Fund property tax revenues for the 1953-54 fiscal year as they accrue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of September, 1953, by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman

R. Adams, it was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 335-N.S.

A RESOLUTION RESCHEDULING A PUBLIC HEARING ON REQUEST OF H. I. LAWRENCE TO OPERATE THREE ADDITIONAL TAXICABS

3

---oOo---

WHEREAS, H. I. Lawrence, operating the Smitty's Taxicab Company, has requested a re-scheduling of a public hearing on his request to operate 3 additional taxicabs in the city, due to his absence from the city when the public hearing was held on his request on August 26, 1953.

NOW THEREFORE BE IT RESOLVED that the date of Oct. 7 at 4:30 P.M. at the Council Chambers be set as the time and place for the second public hearing on the aforesaid request.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of September, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,336-N.S.

A RESOLUTION ACCEPTING GRANT DEED FROM OWEN M. BRADLEY AND ADRIENNE E. BRADLEY

---oOo---

BE IT HEREBY RESOLVED that grant deed, dated Sept. 16, 1953 from Owen M. Bradley and Adrienne E. Bradley, husband and wife on the west 30 feet of lots 8 and 9 of North Central Tract, to be used for street purposes, be and it is hereby accepted and the City Clerk is directed to record same with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of September, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,337-N.S.

A RESOLUTION ACCEPTING DEED OF EASEMENT FROM L. W. AND LOU E. ADAMS

---oOo---

BE IT HEREBY RESOLVED that the deed of easement, dated September 10, 1953, from L. W. Adams and Lou E. Adams, husband and wife, to the City of Modesto, for the construction and maintenance of a storm sewer line in a portion of Lot 4 in Block 6016 of College Center Addition, be and it is hereby accepted, and

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to record said easement with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of September, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,338-N.S.

A RESOLUTION OF INTENTION TO HOLD AN ALECTION FOR ANNEXATION OF THE "LA LOMA-YOSEMITE ADDITION" TO THE CITY OF MODESTO, AND PROVIDING A TIME FOR HEARING PROTESTS AGAINST THE HOLDING OF SAID ELECTION.

---oOo---

Be it resolved by the Council of the City of Modesto as follows:

SECTION 1. That it is the intention of the Council of the City of Modesto to call a special election to be held on the 17th day of November, 1953, in certain inhabited territory contiguous to said city, proposed to be annexed thereto, for the purpose of submitting to the qualified electors residing in said territory the question whether or not said territory shall be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein subjected to taxation after annexation equally with property within the city to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized up to and including the day of the election held to determine whether or not said territory shall be annexed to the city.

Said territory is described as follows:

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

Portions of Sections 27, 28, 33 and 34, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

Beginning at a point on the existing City Limits where the East quarter quarter section line of Section 28, Township 3 South, Range 9 East, Mount Diablo Base and Meridian intersects the center line of Beard Brook; thence Easterly along the center line of Beard Brook to its intersection with the East line of the 50 foot road known as Covena Avenue extended Northerly; thence Southerly along the East side of Covena Avenue to the South side of the roadway easement described in the deed to S. G. Darby, et ux, recorded in Stanislaus County April 7, 1945, as Instrument No. 6260; thence Easterly along South side of said easement to its East end which is the Northeast corner of the property described in Instrument No. 18927 of the year 1948; thence Southerly S 9° 31' E to a point which is S 84° 07' W, 178.37 feet from the East line of the West one-half of the Northwest one-quarter of Section 27, Township 3 South, Range 9 East; thence N 84° 07' E, 178.37 feet to a point on said quarter quarter section line; thence Southerly along said East line and its Southerly projection S 0° 41' E, 564.27 feet to the South line of Modesto Irrigation District Lateral No. 2 Right of Way; thence Easterly along said South line to its intersection with the Northerly projection of the West line of Rosina Avenue as shown on Map of Covena Park Tract No. 2 recorded in Volume 14 of Maps at Page 49, Stanislaus County Records; thence Southerly along said projection

and said West line of Rosina Avenue to its intersection with the Westerly projection of the North line of Lot 16, Block 2031A of Covena Park Tract No. 2; thence Easterly along said Westerly projection and boundary of Covena Park Tract No. 2 S 89° 49' 30" E, 658.84 feet to the West line of Conejo Avenue as shown on Map of Uccello Tract recorded in Volume 16 of Maps at Page 56, Stanislaus County Records; thence Northerly along the West line of Conejo Avenue as shown on Map of Uccello Tract to its intersection with the Westerly projection of the Northerly boundary of Uccello Tract; thence Easterly along said Westerly projection and said Northerly boundary to its intersection with the West line of Ellis Tract as shown in Volume 14 of Maps at Page 51, Stanislaus County Records; thence Northerly along the West line of said Ellis Tract to the South line of Modesto Irrigation District Lateral No. 2; thence Easterly along the South line of Modesto Irrigation District Lateral No. 2 to the Northeast corner of Ellis Tract; thence Southerly along the East boundary of Ellis Tract to the Southeast corner of Ellis Tract; thence Easterly and Northerly along the boundaries of Alta Vista Tract as shown in Volume 14 of Maps at Page 75, Stanislaus County Records, to the South side of Modesto Irrigation District Lateral No. 2; thence Easterly along the South side of Modesto Irrigation District Lateral No. 2 to its intersection with the Northern projection of the East line of the alley in Block 2258 as shown on Map of Alta Vista Tract No. 2 in Volume 16 of Maps at Page 43, Stanislaus County Records; thence Southerly along said projection and along the East line of alley in Block 2258, 2260, and 2262 of Alta Vista Tract No. 2 to the North line of Miller Avenue; thence Easterly along the North side of Miller Avenue to the West side of El Vista Avenue; thence Southerly along the West side of El Vista Avenue to the Northeast corner of Lot 18 Block 2263; thence Westerly along the South line of the alleys in Blocks 2263 and 2224 to the East line of Phoenix Avenue; thence Northerly along the East line of Phoenix Avenue to the South line of Miller Avenue; thence Westerly along the South line of Miller Avenue to the Northwest corner of Lot 9, Block 2196 of Alta Vista Tract; thence Southerly along the East line of the alley in Block 2196 of Alta Vista Tract to the Northwest corner of Lot 15, Block 2196; thence Easterly along the North line of Lot 15 to the Northeast corner of Lot 15, Block 2196; thence Southerly along the West line of Phoenix Avenue to the intersection with the Westerly projection of the North line of the alley in Block 2223; thence Easterly along said Westerly projection and along the Northerly line of alleys in Block 2223 and 2264 to the West line of El Vista Avenue; thence Southerly along the West line of El Vista Avenue and the Southerly extension thereof to the North line of the Modesto and Empire Traction Company Railroad Right of Way; thence Westerly along said North line of the Modesto and Empire Traction Company Railroad Right of Way to the Southeast corner of Lot 9, Block 1 of Del Este Subdivision as shown in Volume 8 of Maps at Page 12, Stanislaus County Records; thence Northerly along the West line of alley in Block 1 of said subdivision to the Southeast corner of Lot 15, Block 1; thence Westerly along lot lines which are parallel to and 110 feet South of Yosemite Boulevard to the West line of a 60 foot street known as Santa Rosa Avenue; thence Southerly along the West line of Santa Rosa Avenue to the North line of Gilmore Avenue; thence S 89° 49' 30" W along the North line of Gilmore Avenue 169.05 feet; thence leaving said Gilmore Avenue on a curve to the left having a radius of 283.41 feet, an arc distance of 292.31 feet and a long chord whose bearing is N 78° 07' 39" W and length is 279.52 feet; thence S 72° 19' 30" W, 164.87 feet to the East line of Yosemite Boulevard; thence Westerly along the South line of Yosemite Boulevard; to the center line of Beard Brook; thence Northerly and Easterly along the existing City Limits to the point of beginning.

SECTION 2. That said territory is hereby designated and identified for such election purposes and for use upon the ballots at such election as the "LaLoma-Yosemite Addition"

SECTION 3. Notice is hereby given that on the 14th day of October, 1953, at the hour of 8:30 P.M., in the Council Chambers of the City Hall of the City of Modesto, any person owning real property within said territory so proposed to be annexed and having any objection to the proposed annexation may appear before said City Council and show cause why such territory should not be so annexed. Said protest must be in writing and shall state the name or names of the owner or owners of the property affected by such annexation and the location and area of such property in general terms. If it be found that protest is not made by owners of a majority of the separate parcels of the property within the territory proposed to be annexed, further proceedings shall be taken in accordance with the law for the holding of such special election.

SECTION 4. That the City Clerk be, and he is hereby directed, to cause a copy of this resolution to be published at least once a week for the two (2) successive weeks prior to the hearing 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.

The foregoing resolution was introduced on the 23rd day of September, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,339-N.S.

A RESOLUTION OF INTENTION TO HOLD AN ELECTION FOR ANNEXATION OF THE "GRANGER ADDITION" TO THE CITY OF MODESTO, AND PROVIDING A TIME FOR HEARING PROTESTS AGAINST THE HOLDING OF SAID ELECTION

---oOo---

Be it resolved by the Council of the City of Modesto as follows:

SECTION 1. That it is the intention of the Council of the City of Modesto to call a special election to be held on the 17th day of November, 1953, in certain inhabited territory contiguous to said city, proposed to be annexed thereto, for the purpose of submitting to the qualified electors residing in said territory the question whether or not said territory shall be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein subjected to taxation after annexation equally with property within the city to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized up to and including the day of the election held to determine whether or not said territory shall be annexed to the city.

Said territory is described as follows:

All that certain real property situate in the County of Stanislaus, State of California, in Sections 17 and 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Beginning at the point of intersection of the South line of Orangeburg Avenue and the West line of McHenry Avenue as shown on the map of the Mensinger Tract Number 4, filed in Volume 14 of Maps at Page 68, Stanislaus County Records, said point being 25 feet at right angles Westerly from the Section line common to Sections 20 and 21; thence Northerly on the West side of McHenry Avenue along a line parallel to and 25 feet at right angles Westerly from said Section line common to Sections 20 and 21 to the South line of the Modesto Irrigation District Lateral Number 3; thence Westerly along said South line of Modesto Irrigation District Lateral Number 3 to the point of intersection with the West line of the Tidewater Southern Railway Company right of way, said point also being the East line of the Cloverfield Tract as filed in Volume 17 of Maps at Page 33, Stanislaus County Records; thence Southerly along said line to the point of intersection with the centerline of the 40 foot road known as Granger Avenue; thence Easterly along the centerline of Granger Avenue 60 feet to the East line of the Tidewater Southern Railway Company right of way which also is a line parallel to and 30 feet East of the West line of Lots 2 and 19 of Weil Colony, filed in Volume 3 of Maps at Page 37, Stanislaus County Records; thence Southerly along said East

line to the point of intersection with the North line of Orangeburg Avenue; thence Westerly 30 feet along said North Line of Orangeburg Avenue; thence Southerly at right angles to Orangeburg Avenue 50 feet to the South line of Orangeburg Avenue said line being also the North line of Block 6007 of the James Tract as filed in Volume 11 of Maps at Page 68, Stanislaus County Records; thence 660.00 feet Easterly along said South line of Orangeburg Avenue to the centerline of Enslin Avenue and the East boundary of said James Tract being also the West boundary of the Monaco Tract as filed in Volume 11 of Maps at Page 67, Stanislaus County Records; thence continuing 660.00 feet Easterly along the South line of Orangeburg Avenue, as shown on said Monaco Tract, to the East boundary of said Monaco Tract being also the West boundary of the Mensinger Tract Number 2 as filed in Volume 11 of Maps at Page 30, Stanislaus County Records, thence continuing 659.59 feet Easterly along the South line of Orangeburg Avenue as shown on said Mensinger Tract Number 2, to the East boundary of said Mensinger Tract Number 2 being also the West boundary of Mensinger Tract Number 4; thence Northerly along the Westerly boundary of said Mensinger Tract Number 4, 10 feet to the Southerly line of Orangeburg Avenue as shown on the Mensinger Tract No. 4; thence Easterly along Orangeburg Avenue 635.19 feet to the point of beginning.

SECTION 2. That said territory is hereby designated and identified for such election purposes and for use upon the ballots at such election as the "Granger Addition".

SECTION 3. Notice is hereby given that on the 14th day of October, 1953, at the hour of 8:00 P.M., in the Council Chambers of the City Hall of the City of Modesto, any person owning real property within said territory so proposed to be annexed and having any objection to the proposed annexation may appear before said City Council and show cause why such territory should not be so annexed. Said protest must be in writing and shall state the name or names of the owner or owners of the property affected by such annexation and the location and area of such property in general terms. If it be found that protest is not made by owners of a majority of the separate parcels of property within the territory proposed to be annexed, further proceedings shall be taken in accordance with the law for the holding of such special election.

SECTION 4. That the City Clerk be, and he is hereby directed, to cause a copy of this resolution to be published at least once a week for the two (2) successive weeks prior to the hearing 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.

The foregoing resolution was introduced on the 23rd day of September, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:
Ayes: Councilman: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,340-N.S.

A RESOLUTION APPROVING AGREEMENT WITH THE STATE PERSONNEL BOARD FOR PERSONNEL SERVICES

---oOe---

BE IT HEREBY RESOLVED that the agreement for personnel services between the City of Modesto and the State Personnel Board dated October 6, 1953, 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 23rd day of September, 1953, by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, it was upon roll call carried by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,341-N.S.

A RESOLUTION REQUESTING THE STATE HIGHWAY COMMISSION TO PROVIDE FUNDS FOR THE WIDENING OF THE HIGHWAY 99 BRIDGE ACROSS THE TUOLUMNE RIVER.

---oOo---

WHEREAS, the existing flow of traffic over the Highway 99 Bridge across the Tuolumne River is such that it causes a traffic bottleneck and constitutes a traffic safety hazard, and

WHEREAS, at the current rate of increase, before the earliest time that the widening of the bridge could be contemplated, the flow of traffic across the bridge will have increased an additional 30%, and

WHEREAS, construction of an additional lane across the bridge will almost double its capacity, and

WHEREAS, the bridge was originally designed that it could ultimately be widened,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the State Highway Commission be, and it is hereby requested to authorize funds in its forthcoming budget to widen the Highway 99 bridge at the earliest possible time.

BE IT FURTHER RESOLVED that the City Clerk be directed to transmit a copy of this resolution to the State Highway Commission and to Mr. John G. Meyer, District Engineer, District X, Division of Highways, 1200 No. Center Street, Stockton, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 24th day of September, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,342-N.S.

A RESOLUTION ACCEPTING THE BID OF THE UNITED STATES PIPE & FOUNDRY COMPANY ON ITEMS 1 and 2 FOR CAST IRON PIPE

---oOo---

WHEREAS Resolution #10,322-N.S., adopted by the Council of the City of Modesto on Sept. 16, 1953, approved the specifications for the furnishing of 4", 6", cast iron pipe and 8" and 10" cast iron pipe or asbestos cement pipe, and authorized the calling for bids, and

WHEREAS the bids received for the said pipe were opened at 2:00 P.M., Sept. 28 in the Council Chambers and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of the United States Pipe and Foundry Company of

Item No.	Estimated Quantity	Description of Items	Unit Price	Total	Delivery Date
1	6000'	4" cast iron pipe	\$1.09	\$ 6,540.00	45 days
2	14000'	6" cast iron pipe	1.615	22,610.00	45 days

be accepted as it is the lowest bid received.

NOW THEREFORE BE IT RESOLVED that the bid of the United States Pipe & Foundry Company of \$29,150.00 for items 1 and 2 of said bid for cast iron pipe, be and it is hereby accepted and the execution of a contract for the delivery of the materials is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of October, 1953 by Councilman Annan, who moved its adoption which motion being duly seconded by Councilman Arata, was upon roll call carried and adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,343-N.S.

A RESOLUTION ACCEPTING THE BID OF THE UNITED STATES PIPE & FOUNDRY COMPANY ON ITEMS 3 and 4 FOR CAST IRON PIPE

---o0o---

WHEREAS, Resolution #10,322-N.S., adopted by the Council of the City of Modesto on Sept. 16, 1953, approved the specifications for the furnishing of 8" and 10" cast iron pipe or asbestos cement pipe, and authorized the calling for bids, and

WHEREAS the bids received for the said pipe were opened at 2:00 P.M. Sept. 28 in the Council Chambers and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of the United States Pipe and Foundry Company of

Item No.	Estimated Quantity	Description of Items	Unit Price	Total	Delivery Date
3	8000'	8" cast iron pipe	\$2.214	\$17,712.00	45 days
4	9000'	10" cast iron pipe	2.949	26,541.00	"

be accepted as it is the lowest bid received.

NOW THEREFORE BE IT RESOLVED that the bid of the United States Pipe & Foundry Co. of \$44,253.00 for items 3 and 4 of said bid for cast iron pipe, be and it is hereby accepted and the execution of a contract for the delivery of the materials is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 7th day of October, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,344-N.S.

A RESOLUTION ACCEPTING THE BID OF GRINNELL COMPANY FOR VALVES

---o0o---

WHEREAS, Resolution #10,322-N.S., adopted by the Council of the City of Modesto on Sept. 16, 1953, approved the specifications for the furnishing of 150# W.P.CAST iron Bronze Mounted A.W.W.A. Hub End Double Disc Gate Valve Equivalent Crane No. 480½, and authorized the calling for bids, and

WHEREAS the bid received for the said valves were opened at 2:00 P.M. Sept. 28 in the Council Chambers and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of the Grinnell Company of \$6,939.18, be accepted as it is the lowest bid received.

NOW THEREFORE BE IT RESOLVED that the bid of the Grinnell Company of \$6,939.18 for items 25 through 28 for valves be and it is hereby accepted and the execution of a contract for the delivery of the materials is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 7th day of October, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,345-N.S.

A RESOLUTION ACCEPTING THE BID OF GRINNELL COMPANY FOR FITTINGS

---oOo---

WHEREAS, Resolution #10,322-N.S. adopted by the Council of the City of Modesto on Sept. 16, 1953, approved the specifications for the furnishing of Standard A.W.W.A. Class D Bell and Spigot Cast Iron fittings, and authorized the calling for bids, and

WHEREAS, the bid received for the said fittings were opened at 2:00 P.M. Sept. 28 in the Council Chambers and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works had recommended that the bid of the Grinnell Company of \$2,933.16 be accepted as it is the lowest bid received.

NOW THEREFORE BE IT RESOLVED that the bid of the Grinnell Company of \$2,933.16 for items 5 through 24 for fittings be and it is hereby accepted and the execution of a contract for the delivery of the materials is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 7th day of October, 1953 by Councilman Annan, 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: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,346-N.S.

A RESOLUTION GRANTING THE REQUEST OF HERSCHEL I. LAWRENCE FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE TWO ADDITIONAL TAXICABS IN THE CITY OF MODESTO

---oOo---

WHEREAS, Hershel I. Lawrence, doing business as "Smitty's Taxi", filed an application, dated Sept. 16, 1953, with the City Clerk requesting the granting of a certificate of public convenience and necessity to operate three additional taxicabs in the City of Modesto, pursuant to Ordinance No. 1053-N.S., as amended, and

WHEREAS, the Council of the City of Modesto, at a regular meeting held on the 23rd day of September, 1953, adopted a resolution fixing 4:30 P.M. on Oct. 7, 1953, at its regular place of meeting, as the time and place for a public hearing on said application, and

WHEREAS, said application has been investigated by the Chief of Police, who has reported his findings in connection therewith, in writing, and has recommended the granting of the requested certificate of public convenience and necessity to operate additional taxicabs for the reasons stated in said report submitted by the Chief of Police,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the application by Herschel I. Lawrence for a certificate of public convenience and necessity to operate 2 additional taxicabs be granted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of October, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mayor Marks

Noes: Councilmen: Mellis

Absent: Councilmen: Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,347-N.S.

A RESOLUTION CANCELLING CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE TAXICABS IN THE CITY OF MODESTO

---oOo---

WHEREAS the Chief of Police has filed a report recommending that one certificate of public convenience and necessity to operate a taxicab of each of the following companies be cancelled:

Modesto Cab Company

Yellow Cab Company

Joe's Taxicab Company

NOW THEREFORE BE IT RESOLVED that the above certificates of public convenience and necessity to operate a taxicab in the City of Modesto be cancelled as recommended by the Chief of Police as provided by section 2, subsection M, subsection 3 of Ordinance No. 1053-N.S.

The foregoing resolution was introduced at the regular meeting of the Council of the City of Modesto held on the 7th day of October, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes; Councilmen: M. Adams, Annan, Arata, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,348-N.S.

A RESOLUTION OF INTENTION TO HOLD AN ELECTION FOR ANNEXATION OF THE "FREMONT ADDITION" TO THE CITY OF MODESTO, AND PROVIDING A TIME FOR HEARING PROTESTS AGAINST THE HOLDING OF SAID ELECTION.

---oOo---

Be it resolved by the Council of the City of Modesto as follows:

SECTION 1. That it is the intention of the Council of the City of Modesto to call a special election to be held on the 1st day of December, 1953, in certain inhabited territory contiguous to said city, proposed to be annexed thereto, for the purpose of submitting to the qualified electors residing in said territory the question whether or not said territory shall be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein subjected to taxation after annexation equally with property within the city to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized up to and including the date of the filing of the petition for annexation.

Said territory is described as follows:

All that certain real property situate in the County of Stanislaus, State of California, being a portion of the Southwest quarter of Section 17 and a portion of the Northwest quarter of the Northwest quarter of Section 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, particularly described as follows:

Beginning at a point on the corporate limits of the City of Modesto, said point being on the center line of Orangeburg Avenue and 20 feet east of the section line common to Sections 19 and 20; thence Northerly along a line 20 feet at right angles East of and parallel to said section line common to Sections 19 and 20, on the east side of Tully Avenue to its intersection with the North line of the Modesto Irrigation District Lateral No. 3 and the South line of Briggsmore Avenue as shown on the Map of the Woodman Tract as filed in Volume 16 of Maps at Page 6, Stanislaus County Records; thence easterly along said North line of Modesto Irrigation District Lateral No. 3 to its intersection with the West line of Lot 16 of the Fresno Tract as shown on the Map filed in Volume 1 of Maps at Page 76, Stanislaus County Records; thence Northerly along said West line of Lot 16 to the North line of the 40 foot road known as Briggsmore Avenue; thence Easterly along the North line of Briggsmore Avenue to its intersection with the West line of Lot 12 of the Fresno Tract; thence Southerly along the West line of Lot 12 and the West line of Lot 11 of said Fresno Tract, the west line of Lot 11 also being the West line of the Cloverfield Tract as filed in Volume 17 of Maps at Page 33, Stanislaus County Records, to a point on the South line of a 40 foot road known as Granger Avenue and the existing corporate limits of the City of Modesto, said point being on the North line of Roosevelt Center, as filed in Volume 17 of Maps, at Page 12, Stanislaus County Records; thence Westerly along said City limits to the center line of College Avenue and the west line of said Roosevelt Center; thence southerly along the City limits on said center line of College Avenue to the center line of Orangeburg Avenue; thence continuing on the City limits westerly along said center line of Orangeburg Avenue to the point of beginning.

SECTION 2. That said territory is hereby designated and identified for such election purposes and for use upon the ballots at such election as the "Fremont Addition".

SECTION 3. Notice is hereby given that on the 28th day of October, 1953, at the hour of 8:00 p.m., in the Council Chambers of the City Hall of the City of Modesto, any person owning real property within said territory so proposed to be annexed and having any objection to the proposed annexation may appear before said City Council and show cause why such territory should not be so annexed. Said protest must be in writing and shall state the name or names of the owner or owners of the property affected by such annexation and the location and area of such property in general terms. If it be found that protest is not made by owners of a majority of the separate parcels of property within the territory proposed to be annexed, further proceedings shall be taken in accordance with the law for the holding of such special election.

SECTION 4. That the City Clerk be, and he is hereby directed, to cause a copy of this resolution to be published at least once a week for the two (2) successive weeks prior to the hearing 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.

The foregoing resolution was introduced on the 7th day of Oct., 1953, by

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

AYES: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Marks

NOES: Councilmen: None

ABSENT: Councilmen: Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,349-N.S.

A RESOLUTION ACCEPTING CONSTRUCTION OF DECK AERATOR EXTENSION FROM CONTRACTOR KE-STON & MUNY

---oOo---

WHEREAS a report has been filed by the Director of Public Works that the construction of the Deck Aerator Extention has been completed by Ke-Ston & Muny and that a progress payment of \$5,552.53 is now due and payable,

NOW THEREFORE BE IT RESOLVED that the contract as completed by said contractor be and it is hereby accepted and the City Clerk is hereby authorized to file Notice of Completion with the Recorder of Stanislaus County, and

BE IT FURTHER RESOLVED that progress payment of \$5,552.53 be and it is hereby authorized to said Ke-Ston & Muny.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of October, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,350-N.S.

A RESOLUTION APPROVING AGREEMENT AND AUTHORIZING EXECUTION BETWEEN THE CITY OF MODESTO AND V. E. and MILDRED E. BARTON

---oOo---

BE IT HEREBY RESOLVED that the agreement, dated Oct. 7, 1953 between the City of Modesto and V. E. and Mildred E. Barton, for the furnishing of sewer service to the Barton Oaks Subdivision by the city, be and it is hereby approved and the execution by the authorized officials of the city is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of October, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,351-N.S.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN RELEASES ON CLAIM OF CITY FOR DAMAGE TO MUNICIPAL GOLF COURSE

---oOo---

BE IT HEREBY RESOLVED that the City Manager, be authorized to sign releases from the Modesto Junior Chamber of Commerce and the Pan American Amusement Corporation covering the claim of the city for \$220.00 for damages to the municipal golf course which occurred on Sept. 27, 1952, while the Junior Chamber of Commerce was leasing the municipal ball park.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of October, 1953 by Councilman Annan, 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: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,352-N.S.

A RESOLUTION AUTHORIZING THE RELEASE OF SUBDIVISION BOND FILED BY ROBERT P. BOMBERGER ON CAMPUS TRACT #3

---oOo---

WHEREAS the Director of Public Works has reported that the improvements in Campus Tract #3 have been completed by the subdivider, Robert P. Bomberger, to the satisfaction of the Public Works Department.

NOW THEREFORE BE IT RESOLVED that the release of the subdivision bond furnished by the subdivider be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of October, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,353-N.S.

A RESOLUTION APPROVING EXECUTION OF RENEWAL OF LEASE AGREEMENT WITH D. E. AND CARL W. SHANNON

---oOo---

BE IT HEREBY RESOLVED that the lease agreement between the City of Modesto and D. E. and Carl W. Shannon for the rental of suite 5 Carlton Building, 925 12th Street (City Attorney's office) beginning October 5, 1953 for a period of one year be approved for execution by the authorized officials.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of October, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes; Councilmen: M. Adams, R. Adams, Annan, Arata, Mellis, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,354-N.S.

A RESOLUTION CALLING A SPECIAL ELECTION TO BE HELD ON THE 17th DAY OF NOVEMBER, 1953, PERTAINING TO THE ANNEXATION OF THE GRANGER ADDITION TO THE CITY OF MODESTO.

---o0o---

WHEREAS, by Resolution No. 10,339-N.S., adopted on the 23rd day of September, 1953, the City Council of the City of Modesto declared its intention to call a special election to be held on the 17th day of November, 1953 in certain inhabited territory contiguous to said City proposed to be annexed to said City, for the purpose of submitting to the qualified electors residing in said territory the question whether or not said territory shall be annexed to said City; and

WHEREAS, a copy of said Resolution was published as required by law; and

WHEREAS, at a time not later than the hour set by said Resolution for hearing objections to the proposed election, no written or oral protests were made by the owners of a majority of separate parcels of property within the territory proposed to be annexed; and

WHEREAS, all proceedings have been had in accordance with said Resolution and the Annexation Act of 1913, as amended, reference thereto hereby being made for further particulars;

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

SECTION 1: ELECTION CALLED. A special election hereby is called to be held on the 17th day of November, 1953, in the territory hereinafter described and proposed to be annexed to the City of Modesto, for the purpose of submitting to the qualified electors residing in said territory the question whether or not such territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of said election.

Said territory is described as follows:

All that certain real property situate in the County of Stanislaus, State of California, in Sections 17 and 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Beginning at the point of intersection of the South line of Orangeburg Avenue and the West line of McHenry Avenue as shown on the map of the Mensinger Tract Number 4, filed in Volume 14 of Maps at Page 68, Stanislaus County Records, said point being 25 feet at right angles Westerly from the Section line common to Sections 20 and 21; thence Northerly on the West side of McHenry Avenue along a line parallel to and 25 feet at right angles Westerly from said Section line common to Sections 20 and 21 to the South line of the Modesto Irrigation District Lateral Number 3; thence Westerly along said South line of Modesto Irrigation District Lateral Number 3 to the point of intersection with the West line of the Tidewater Southern Railway Company right of way said point also being the East line of the Cloverfield Tract as filed in Volume 17 of Maps at Page 33, Stanislaus County Records; thence Southerly along said line to the point of intersection with the centerline of the 40 foot road known as Granger Avenue; thence Easterly along the centerline of Granger Avenue 60 feet to the East line of the Tidewater Southern Railway Company right of way which also is a line parallel to and 30 feet East of the West line of Lots 2 and 19 of Well Colony, filed in Volume 3 of Maps at Page 37, Stanislaus County Records; thence Southerly along said East line to the point of intersection

with the North line of Orangeburg Avenue; thence Westerly 30 feet along said North line of Orangeburg Avenue; thence Southerly at right angles to Orangeburg Avenue 50 feet to the South line of Orangeburg Avenue said line being also the North line of Block 6007 of the James Tract as filed in Volume 11 of Maps at Page 68, Stanislaus County Records; thence 660.00 feet Easterly along said South line of Orangeburg Avenue to the centerline of Enslin Avenue and the East boundary of said James Tract being also the West boundary of the Monaco Tract as filed in Volume 11 of Maps at Page 67, Stanislaus County Records; thence continuing 660.00 feet Easterly along the South line of Orangeburg Avenue, as shown on said Monaco Tract, to the East boundary of said Monaco Tract being also the West boundary of the Mensinger Tract Number 2 as filed in Volume 11 of Maps at Page 30, Stanislaus County Records, thence continuing 659.59 feet Easterly along the South line of Orangeburg Avenue as shown on said Mensinger Tract Number 2, to the East boundary of said Mensinger Tract Number 2 being also the West boundary of Mensinger Tract Number 4; thence northerly along the Westerly boundary of said Mensinger Tract Number 4, 10 feet to the Southerly line of Orangeburg Avenue as shown on the Mensinger Tract No. 4; thence Easterly along Orangeburg Avenue 635.19 feet to the point of beginning.

SECTION 2. TIME OF OPENING AND CLOSING OF POLLS: The polls at said election shall be open at 7 o'clock A.M. of the day herein fixed for the holding of said election and shall be kept open until 7 o'clock P.M. of the same day, when the polls shall be closed.

SECTION 3. FORM OF BALLOT. Upon the ballots to be used at said election there shall be printed the words: "Shall the Granger Addition be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein be subjected to taxation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the election held to determine whether or not said property shall be annexed to the city?"

Opposite these words there shall be printed the words, "Yes" and "No", and to the right of each of these last two words, there shall be a voting square. If an elector shall stamp a cross (✓) in the voting square after the printed word "Yes", the vote of such elector shall be counted in favor of the annexation of said territory to the City of Modesto; and if an elector shall stamp a cross (✓) in the voting square after the printed word "No", the vote of such elector shall be counted against such annexation.

In all particulars not herein recited, said election shall be held in conformity, as near as may be, with the laws of the State of California concerning general elections, and the said Annexation Act of 1913, as amended.

SECTION 4. PRECINCT AND PRECINCT OFFICERS. (a) For the purpose of said election, there is hereby established in said territory described herein one (1) voting precinct which shall include all of said territory. The following is the polling place of said election precinct, and the following named persons are hereby named officers of election and shall constitute the Board of Election for such precinct:

Polling Place: George P. Katsufraakis Garage, 513 Bermuda Way,
Modesto, California

Inspector: Mrs. Florence I. Antoniono, 432 Bermuda Way,
Modesto, California

Judge: Mrs. Anna Varvandakis, 506 Balboa Way,
Modesto, California

Clerk: Mrs. Alta M. Countryman, 519 Bermuda Way,
Modesto, California

Clerk: Mrs. Marie M. Cloward, 507 Catalina Way,
Modesto, California

(b) For their services in connection with said election, said inspector shall receive \$8.00 and said judge and clerks \$8.00 each; and the person in possession of the polling place named herein shall receive for the use of such premises in connection with said election the sum of \$5.00.

SECTION 5. NOTICE OF SAID SPECIAL ELECTION. The City Clerk shall cause a notice of said/^{special}election to be published as required by said Annexation Act of 1913, as amended, at least once each week during the four (4) weeks prior to the date of the election in the Turlock Daily Journal, a newspaper of general circulation, printed and published outside the City of Modesto but in the County of Stanislaus, State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 14th day of October, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,355-N.S.

A RESOLUTION APPROVING SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR AUTOMOTIVE EQUIPMENT

---oOo---

BE IT HEREBY RESOLVED that the specifications for automotive equipment (various types of trucks and passenger cars) be and they are hereby approved, and

BE IT FURTHER RESOLVED that the calling for bids for said equipment be approved, said bids to be opened at 2:00 P.M. October 26 in the Council Chambers of the City Hall.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of October, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,356-N.S.

A RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF AGREEMENT WITH STANISLAUS COUNTY FOR THE IMPROVEMENT AND MAINTENANCE OF TENAYA DRIVE ACROSS THE MODESTO MUNICIPAL AIRPORT PROPERTY

---oOo---

BE IT HEREBY RESOLVED that the agreement, between the County of Stanislaus and the City of Modesto, dated October 14, 1953, for the improvement and maintenance of that portion of Tenaya Drive located in the Modesto Municipal Airport property be and it is hereby approved, and

BE IT FURTHER RESOLVED that the authorized officials of the City of Modesto be and they are hereby empowered to execute said 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 14th day of October, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Merrill, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,357-N.S.

A RESOLUTION CALLING A SPECIAL ELECTION TO BE HELD ON THE 17TH DAY OF NOVEMBER, 1953, PERTAINING TO THE ANNEXATION OF THE LA LOMA-YOSEMITE ADDITION TO THE CITY OF MODESTO

---oOo---

WHEREAS, by Resolution No. 10,338-N.S., adopted on the 23rd day of September, 1953, the City Council of the City of Modesto declared its intention to call a special election to be held on the 17th day of November, 1953, in certain inhabited territory contiguous to said City proposed to be annexed to said City, for the purpose of submitting to the qualified electors residing in said territory the question whether or not said territory shall be annexed to said City, and

WHEREAS, a copy of said resolution was published as required by law, and

WHEREAS, at a time not later than the hour set by said resolution for hearing objections to the proposed election, no written or oral protests were made by the owners of a majority of separate parcels of property within the territory proposed to be annexed, and

WHEREAS, all proceedings have been had in accordance with said resolution and the Annexation Act of 1913, as amended, reference thereto hereby being made for further particulars,

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

SECTION 1. ELECTION CALLED. A special election hereby is called to be held on the 17th day of November, 1953, in the territory hereinafter described and proposed to be annexed to the City of Modesto, for the purpose of submitting to the qualified electors residing in said territory the question whether or not such territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of said election.

Said territory is described as follows:

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

Portions of Sections 27, 28, 33 and 34, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

Beginning at a point on the existing City Limits where the East quarter quarter section line of Section 28, Township 3 South, Range 9 East, Mount Diablo Base and Meridian intersects the center line of Beard Brook, thence easterly along the center line of Beard Brook to its intersection with the East line of the 50 foot road known as Covena Avenue extended Northerly; thence Southerly along the East side of Covena Avenue to the South side of the roadway easement described in the deed to S. G. Darby, et ux, recorded in Stanislaus County April 7, 1945, as Instrument No. 6260; thence Easterly along South side of said easement to its East end which is the Northeast corner of the property described in Instrument No. 18927 of the year 1948; thence Southerly S 9° 31' E to a point which is S 84° 07' W, 178.37 feet from the East line of the

West one-half of the Northwest one-quarter of Section 27, Township 3 South, Range 9 East; thence N 84° 07' E, 178.37 feet to a point on said quarter quarter section line; thence Southerly along said East line and its Southerly projection S 0° 41' E, 564.27 feet to the South line of Modesto Irrigation District Lateral No. 2 Right of Way; thence Easterly along said South line to its intersection with the northerly projection of the West line of Rosina Avenue as shown on Map of Covena Park Tract No. 2 recorded in Volume 14 of Maps at Page 49, Stanislaus County Records; thence Southerly along said projection and said West line of Rosina Avenue to its intersection with the Westerly projection of the North line of Lot 16, Block 2031A of Covena Park Tract No. 2; thence Easterly along said Westerly projection and boundary of Covena Park Tract No. 2 S 89° 49' 30" E, 658.84 feet to the West line of Conejo Avenue as shown on Map of Uccello Tract recorded in Volume 16 of Maps at Page 56, Stanislaus County Records, thence Northerly along the West line of Conejo Avenue as shown on Map of Uccello Tract to its intersection with the Westerly projection of the Northerly boundary of Uccello Tract; thence Easterly along said Westerly projection and said Northerly boundary to its intersection with the West line of Ellis Tract as shown in Volume 14 of Maps at Page 51, Stanislaus County Records; thence Northerly along the West line of said Ellis Tract to the South line of Modesto Irrigation District Lateral No. 2; thence Easterly along the South line of Modesto Irrigation District Lateral No. 2 to the Northeast corner of Ellis Tract; thence Southerly along the East boundary of Ellis Tract to the Southeast corner of Ellis Tract; thence Easterly and Northerly along the boundaries of Alta Vista Tract as shown in Volume 14 of Maps at Page 75, Stanislaus County Records, to the South side of Modesto Irrigation District Lateral No. 2; thence Easterly along the South side of Modesto Irrigation District Lateral No. 2 to its intersection with the Northern projection of the East line of the alley in Block 2258 as shown on Map of Alta Vista Tract No. 2 in Volume 16 of Maps at Page 43, Stanislaus County Records; thence Southerly along said projection and along the East line of alley in Block 2258, 2260 and 2262 of Alta Vista Tract No. 2 to the North line of Miller Avenue; thence Easterly along the North side of Miller Avenue to the West side of El Vista Avenue; thence Southerly along the West side of El Vista Avenue to the Northeast corner of Lot 18 Block 2263; thence Westerly along the South line of the alleys in Blocks 2263 and 2224 to the East line of Phoenix Avenue; thence Northerly along the East line of Phoenix Avenue to the South line of Miller Avenue; thence Westerly along the South line of Miller Avenue to the Northwest corner of Lot 9, Block 2196 of Alta Vista Tract; thence Southerly along the East line of the alley in Block 2196 of Alta Vista Tract to the Northwest corner of Lot 15, Block 2196; thence Easterly along the North line of Lot 15 to the Northeast corner of Lot 15, Block 2196; thence Southerly along the West line of Phoenix Avenue to the intersection with the Westerly projection of the North line of the alley in Block 2223; thence Easterly along said Westerly projection and along the Northerly line of alleys in Block 2223 and 2264 to the West line of El Vista Avenue; thence Southerly along the West line of El Vista Avenue and the Southerly extension thereof to the North line of the Modesto and Empire Traction Company Railroad Right of Way; thence Westerly along said North line of the Modesto and Empire Traction Company Railroad Right of Way to the Southeast corner of Lot 9, Block 1 of Del Este Subdivision as shown in Volume 8 of Maps at Page 12, Stanislaus County Records; thence Northerly along the West line of alley in Block 1 of said subdivision to the Southeast corner of Lot 15, Block 1; thence Westerly along lot lines which are parallel to and 110 feet South of Yosemite Boulevard to the West line of a 60 foot street known as Santa Rosa Avenue; thence Southerly along the West line of Santa Rosa Avenue to the North line of Gilmore Avenue; thence S 89° 49' 30" W along the North line of Gilmore Avenue 169.05 feet; thence leaving said Gilmore Avenue on a curve to the left having a radius of 283.41 feet, an arc distance of 292.31 feet and a long chord whose bearing is N 78° 07' 39" W and length is 279.52 feet; thence S 72° 19' 30" W, 164.87 feet to the East line of Yosemite Boulevard; thence Westerly along the South line of Yosemite Boulevard to the center line of Beard Brook; thence Northerly and Easterly along the existing City Limits to the point of beginning.

SECTION 2. TIME OF OPENING AND CLOSING OF POLLS: The polls at said election shall be open at 7 o'clock A.M. of the day herein fixed for the holding of said election and shall be kept open until 7 o'clock P.M. of the same day, when the polls shall be closed.

SECTION 3. FORM OF BALLOT. Upon the ballots to be used at said election there shall be printed the words: "Shall the LaLoma-Yosemite Addition be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein be subjected to taxation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the election held to determine whether or not said property shall be annexed to the City?"

Opposite these words there shall be printed the words, "Yes" and "No", and to the right of each of these last two words there shall be a voting square. If an elector shall stamp a cross (✓) in the voting square after the printed word "Yes", the vote of such elector shall be counted in favor of the annexation of said territory to the City of Modesto; and if an elector shall stamp a cross (✓) in the voting square after the printed word "No", the vote of such elector shall be counted against such annexation.

In all particulars not herein recited, said election shall be held in conformity, as near as may be, with the laws of the State of California concerning general elections, and the said Annexation Act of 1913, as amended.

SECTION 4. PRECINCT AND PRECINCT OFFICERS. (a) For the purpose of said election, there is hereby established in said territory described herein six (6) voting precincts to be known and described as follows:

Special Election Precinct No. 1

Special Election Precinct No. 2

Special Election Precinct No. 3

Special Election Precinct No. 4

Special Election Precinct No. 5

Special Election Precinct No. 6

Said special election precincts have been established by utilizing all or a portion of the general election precincts within said territory as established by the orders or resolutions of the Board of Supervisors of Stanislaus County, California, now in force for general election purposes, which said orders or resolutions now on file are hereby referred to and by such reference made a part hereof for greater certainty and a more particular description of the boundaries thereof in the following manner (said precincts so established by said Board of Supervisors being herein referred to as "general election precincts"), except as hereinafter amended:

Those portions of the general election precincts designated by said Board of Supervisors as Wilson Precinct and Fields Precinct, lying within the above described territory, are hereby established as Special Election Precinct No. 1.

The general election precinct so designated by the said Board of Supervisors as Ada Precinct is hereby established as Special Election Precinct No. 2.

Those portions of the general election precinct designated by said Board of Supervisors as Gum Precinct, lying within the above described territory, are hereby established as Special Election Precinct No. 3.

Those portions of the general election precincts designated by said Board of Supervisors as Pike Precinct, lying within the above described territory, are hereby established as Special Election Precinct No. 4.

Those portions of the general election precincts designated by said Board of Supervisors as Hunt Precinct and May Precinct, lying within the above described territory, are hereby established as Special Election Precinct No. 5.

Those portions of the general election precincts designated by said Board of Supervisors as Ella Precinct and Joe Precinct, lying within the above described territory, are hereby established as Special Election Precinct No. 6.

The following is the polling place of said Special Election Precinct No. 1, and the following named persons are hereby named officers of election and shall constitute the Board of Election for such precinct:

Polling Place: Wilson School
Inspector: Mr. Miles M. Shelly, 321 N. Santa Ana,
Modesto, California
Judge: Sara A. Wolfersberger, 321 N. Santa Ana,
Modesto, California
Clerk: Mrs. Alice Hagen, 328 N. Wilson,
Modesto, California
Clerk: Mr. Clyde M. Hudelson, 414 N. Wilson
Modesto, California

The following is the polling place of said Special Election Precinct No. 2, and the following named persons are hereby named officers of election and shall constitute the Board of Election for such precinct:

Polling Place: L. L. Perry Garage, 426 N. Santa Cruz,
Modesto, California
Inspector: Mrs. Julie M. Perry, 426 N. Santa Cruz,
Modesto, California
Judge: Mrs. Marie M. Neri, 309 Santa Barbara
Modesto, California
Clerk: Mrs. Ruth J. Oden, 1126 Edgebrook
Modesto, California
Clerk: Mrs. Kathaleen M. Bradshaw, 1212 Highland Dr.
Modesto, California

The following is the polling place of said Special Election Precinct No. 3, and the following named persons are hereby named officers of election and shall constitute the Board of Election for such precinct:

Polling Place: Bruce Boardman Garage,
428 Covena, Modesto, California
Inspector: Mrs. Narlie L. Boardman, 428 Covena,
Modesto, California
Judge: Helen A. Bond, 345 Camelia,
Modesto, California
Clerk: Mrs. Avis Z. Harper, 344 Covena,
Modesto, California
Clerk: Mrs. Velma Schmitt, 1415 Roble,
Modesto, California

The following is the polling place of said Special Election Precinct No. 4, and the following named persons are hereby named officers of election and shall constitute the Board of Election for such precinct:

Polling Place: Gerald Turney Garage
202 North Santa Cruz, Modesto, California
Inspector: Mrs. Bonnadene Johnson, 211 Rowland
Modesto, California
Judge: Mrs. Ulerle Terry, 213 Rowland
Modesto, California
Clerk: Mrs. Mary M. Lemos, 208 North Santa Cruz
Modesto, California
Clerk: Mrs. Diana Keate, 213 North Santa Cruz
Modesto, California

The following is the polling place of said Special Election Precinct No. 5, and the following named persons are hereby named officers of election and shall constitute the Board of Election for such precinct:

Polling Place: Carl L. Phoenix Garage
239 San Juan Drive, Modesto, California

Inspector: Mrs. Laverna A. Phoenix, 239 San Juan Drive
Modesto, California

Judge: Mrs. Lois M. Woodbridge, 232 Fusco Avenue
Modesto, California

Clerk: Mrs. Alta W. Mayes, 302 San Juan Drive
Modesto, California

Clerk: Mrs. Blanche R. Atwood, 221 San Juan Drive
Modesto, California

The following is the polling place of said Special Election Precinct No. 6 and the following named persons are hereby named officers of election and shall constitute the Board of Election for such precinct:

Polling Place: Mrs. Rosaline M. Ross Garage
2010 Haddon, Modesto, California

Inspector: Mrs. Rosaline M. Ross, 2010 Haddon
Modesto, California

Judge: Mrs. Doris L. Givens, 2012 Dora
Modesto, California

Clerk: Mrs. Elizabeth F. Thompson, 2035 Bellamy
Modesto, California

Clerk: Mrs. Dorothy L. Cook, 413 Fortuna
Modesto, California

(b) For their services in connection with said election, said inspectors shall receive \$8.00 and said judges and clerks \$8.00 each; and the person in possession of the polling place named herein shall receive for the use of such premises in connection with said election the sum of \$5.00.

SECTION 5. NOTICE OF SAID SPECIAL ELECTION. The City Clerk shall cause a notice of said special election to be published as required by said Annexation Act of 1913, as amended, at least once each week during the four (4) weeks prior to the date of the election in the Turlock Daily Journal, a newspaper of general circulation, printed and published outside the City of Modesto but in the County of Stanislaus, State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of October, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,358-N.S.

A RESOLUTION AUTHORIZING REFUND OF CASH DEPOSIT FILED AS GUARANTEE ON IMPROVEMENTS IN CAMPUS TRACT #4 TO RAY STARN

---oOo---

WHEREAS, the Director of Public Works has filed a report that the improvements of the Campus Tract #4 have been completed to his satisfaction and that the refund of the \$1700 cash deposit posted as guarantee by Joe Mineni Jr. and Nina Mineni, subdividers would be in order, and

WHEREAS said Joe Mineni Jr. and Nina Mineni have executed an assignment of their interest in the cash deposit to Ray Starn,

NOW THEREFORE BE IT RESOLVED that the refund of the cash deposit be and it is hereby authorized to Ray Starn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of October, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,359-N.S.

A RESOLUTION AUTHORIZING RELEASE OF SUBDIVISION BOND POSTED BY RAY STARN TO GUARANTEE IMPROVEMENTS IN CAMPUS TRACT #6

---oOo---

WHEREAS the Director of Public Works has filed a report that the improvements of the Campus Tract #6 have been completed to his satisfaction by Ray Starn, subdivider, NOW THEREFORE BE IT RESOLVED that the release of the subdivision bond furnished by said Ray Starn, 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 14th day of October, 1953 by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,360-N.S.

A RESOLUTION APPROVING AGREEMENT AND AUTHORIZING EXECUTION RELATING TO THE TRANSFER OF THE SEWER LINE OWNED BY THE MODESTO CITY SCHOOL DISTRICT TO THE CITY OF MODESTO LOCATED ON KANSAS AVENUE AND SERVING THE SCHOOL'S CENTRAL WAREHOUSE

---oOo---

BE IT HEREBY RESOLVED that the agreement dated October 14, 1953 between the City of Modesto and the Modesto City School District, relating to the transfer of the sewer line owned by the District to the City, which serves the school's central warehouse on Kansas Avenue be and it is hereby approved and the execution of same by authorized officials is approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of October, 1953 by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,361-N.S.

A RESOLUTION AUTHORIZING TERMINATION OF AGREEMENT FOR REMOVAL OF LEAVES BETWEEN E. J. WENDLER AND THE CITY OF MODESTO

---oOo---

WHEREAS E. J. Wendler has requested that the agreement dated July 1, 1953 between himself and the City of Modesto for the removal of leaves from the city streets be cancelled since his automotive equipment has been damaged beyond repairs.

NOW THEREFORE BE IT RESOLVED that in accordance with Section 7 of said agreement that effective immediately said agreement is hereby cancelled and is no longer in effect.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of October, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,362-N.S.

A RESOLUTION RESCINDING THAT PORTION OF RESOLUTION NO. 7656-N.S. OF THE CITY OF MODESTO WHICH ESTABLISHES TWO HOUR PARKING ON EIGHTH STREET BETWEEN "K" STREET AND "L" STREET

---oOo---

WHEREAS, the Council of the City of Modesto has heretofore established two hour parking on Eighth Street between "G" Street and "H" Street and between "I" Street and "L" Street in the City of Modesto, and

WHEREAS, the best interests of the citizens of said City no longer require that parking on Eighth Street between "K" Street and "L" Street be restricted to a period not longer than one hundred (120) consecutive minutes between the hours of 9 o'clock A.M. and 6 o'clock P.M. in said area,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that that portion of Resolution No. 7656-N.S., establishing two hour parking on Eighth Street between "K" Street and "L" Street be, and it is hereby rescinded.

BE IT FURTHER RESOLVED that the Director of Public Works be, and he is hereby directed to cause the signs posted in the above described location to be changed in accordance with the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of October, 1953, by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Merrill, Mellis and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,363-N.S.

A RESOLUTION REQUESTING THE STATE DIVISION OF HIGHWAYS TO TAKE IMMEDIATE ACTION TO BRING ABOUT THE WIDENING OF THE HIGHWAY 99 BRIDGE OVER THE TUOLUMNE RIVER AND THE COMPLETION OF STUDIES RELATING TO THE RE-ROUTING OF HIGHWAY 99 THROUGH MODESTO

---oOo---

WHEREAS, for several years there has been joint recognition by the State Division of Highways and the City of Modesto of the need for reconstruction of U. S. Highway 99 through Modesto, and

WHEREAS, the highest priority has consistently been given to this project over all other major highway projects in this vicinity, and

WHEREAS, it has been generally recognized both by state and local officials and other interested groups that the present three-lane bridge over the Tuolumne River on U. S. Highway 99 at Modesto constitutes a serious bottleneck and traffic hazard, and

WHEREAS, the State Division of Highways has advised the City that alternate routes were being studied for the possible relocation of this highway, and

WHEREAS, the Division of Highways now has advised the City that there may be considerable delay in arriving at conclusions on such routing,

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto expresses its deep concern over any further delay in the scheduling of construction to improve the present 99 Highway Bridge over the Tuolumne River at Modesto and urges and requests that immediate action be taken to assure prompt widening of the bridge.

BE IT FURTHER RESOLVED that the Council urges and requests that studies of the re-routing of Highway 99 be pressed to earliest possible completion so that a decision may be reached on the location of this highway.

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to the Division and the Central offices of the State Division of Highways and to the State Highway Commission.

BE IT FURTHER RESOLVED that the City of Modesto hereby asks for an opportunity to present its position in this matter to the State Highway Commission at its next meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of October, 1953, by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,364-N.S.

A RESOLUTION ELIMINATING A TAXICAB STAND ON THE NORTH SIDE OF "J" STREET BETWEEN TENTH AND ELEVENTH STREETS AND ESTABLISHING A TAXICAB STAND ON THE NORTH SIDE OF "H" STREET BETWEEN NINTH STREET AND TENTH STREET IN THE CITY OF MODESTO, AND RESCINDING RESOLUTION NO. 6218-N.S. OF SAID CITY

---oOo---

WHEREAS, Section 8 (a) of Ordinance No. 1053-N.S., regulating the use and operating of taxicabs upon the public streets of the City of Modesto authorizes the Council, by resolution, to locate and designate taxicab stands, and

WHEREAS, the elimination of a taxicab stand at the following described location and the establishment of a taxicab stand at the following described location is in the public interest,

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

SECTION 1. The taxicab stand presently located on the North side of "J" Street, beginning at the East property line of Tenth Street and extending twenty-seven(27) feet East on "J" Street in hereby eliminated.

SECTION 2. A taxicab stand is hereby designated at the following location:

On the north side of "H" Street, beginning at a point sixty-one (61') feet ten (10") inches from the property line on the West side of Tenth Street and extending to a point seventy-seven (77') feet ten (10") inches from the property line on the West side of Tenth Street.

SECTION 3. The Director of Public Works is hereby directed to cause the above described locations to be marked and posted in accordance with the provisions of this resolution and the applicable laws of the City.

SECTION 4. Resolution No. 6218-N.S. of the City of Modesto is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of October, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata, Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,365-N.S.

---oOo---

A RESOLUTION AUTHORIZING THE USE OF AUTHORIZATIONS FROM OFFICERS AND EMPLOYEES OF THE CITY TO MADE DEDUCTIONS FROM THEIR SALARIES OR WAGES TO COVER CONTRIBUTIONS FOR THE UNITED CRUSADE FUND DRIVE

WHEREAS, the United Crusade Fund Drive is conducted for a worthwhile and desirable purpose, and

WHEREAS, the payment of contributions to the United Crusade Fund Drive may be facilitated by the use of the payroll deductions plan as recommended by the United Crusade, and

WHEREAS, the Council of the City of Modesto desires to make it more convenient to city officers and employees to make contributions, should they desire to do so,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the use of authorizations from city officers and employees to the City to made deductions from their salary or wages for the payment of contributions to the United Crusade is hereby approved and such authorizations shall be processed accordingly.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 22nd day of October, 1953, by Councilman

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

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata, Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,366-N.S.

A RESOLUTION APPROVING SETTLEMENT OF CLAIM OF THE CITY'S AGAINST LLOYD W. SPENCER

---oOo---

WHEREAS, Lloyd W. Spencer has indicated through his attorney, John W. Trimber, his willingness to reimburse the city \$50.00 of the \$84.11 expenses involved in repairing the police car which was damaged in a collision with his car on August 27, 1953,

NOW, THEREFORE, BE IT RESOLVED that settlement of the total claim for \$50.00, payable at a rate of \$10.00 per month, beginning Nov. 1 be approved and execution of release in his favor at the time the full sum of \$50.00 has been paid is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of October, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata, Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,367-N.S.

A RESOLUTION APPROVING AGREEMENT BETWEEN THE MODESTO CITY BOARD OF EDUCATION AND THE CITY OF MODESTO FOR NURSING SERVICES TO THE SCHOOL SITUATED WITHIN THE MODESTO CITY SCHOOL DISTRICT

---oOo---

BE IT HEREBY RESOLVED THAT THE AGREEMENT BETWEEN THE City of Modesto and the Modesto City Board of Education for the furnishing of nursing services to the schools situated within the Modesto City School District, dated October 22, 1953, for a term effective as of September 1, 1953, and continuing until July 1, 1954, and providing for a payment of \$13,950.50 by the district, be and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of October, 1953, by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata, Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,368-N.S.

A RESOLUTION APPROVING AGREEMENT BETWEEN THE MODESTO CITY BOARD OF EDUCATION AND THE CITY OF MODESTO FOR AFTER-SCHOOL RECREATION PROGRAM

---oOo---

BE IT HEREBY RESOLVED that the agreement, dated October 22, 1953, between the Modesto City Board of Education and the City of Modesto, for the "After-School" recreation program for the period September 14, 1953, to June 15, 1954, providing for payment by the board to the city of an amount of \$4,800.00, be approved, and

BE IT HEREBY RESOLVED that the execution of said agreement by the authorized city officials be approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of October, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata, Merrill

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,370-N.S.

A RESOLUTION AUTHORIZING TRANSFER OF CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE TAXICABS FROM E. M. LESTER TO CHARLES V. SALES UNDER CERTAIN CONDITIONS

---oOo---

WHEREAS Charles V. Sales has filed an application for transfer of certificates of public convenience and necessity to operate two taxicabs, and

WHEREAS, E. M. Lester, d.b.a. Modesto Cab Company has filed a request that the two certificates which he now holds to operate taxicabs at 11th and I Streets, be cancelled and that they be reissued to said Charles V. Sales,

NOW THEREFORE BE IT HEREBY RESOLVED that transfer be authorized of the two certificates of public convenience and necessity to operate taxicabs in the city from E. M. Lester, d.b.a. Modesto Cab Company, to Charles V. Sales on the condition that prior to the transfer all of the indebtedness against the certificates be cleared.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of October, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,371-N.S.

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

---oOo---

WHEREAS, Resolution No. 10,355-N.S., adopted by the Council of the City of Modesto on October 14, 1953, approved the specifications for automotive equipment and authorized the calling for bids, and

WHEREAS the bids received for said equipment were opened at 2:00 P.M., October 26 in the office of the Director of Finance 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 following bids be accepted, as they were the lowest bids received:

R. B. MacBRIDE

- Item 1-new 1953 ½ ton pickup price \$1227.70, trade-in allowance \$50.00, net price \$1,177.70
- Item 2-new 1953 ½ ton pickup, price \$1227.70
- Item 3-new 1953 ½ ton pickup, price \$1193.00
- Item 4-new 1953 ½ ton pickup, price \$1198.00
- Item 6-new 1953 4 door sedan, price \$2118.40, trade-in allowance \$900.00, net price \$1218.40
- Item 9-new 1953 1½ ton dump truck, price \$2702.51, trade-in allowance \$600.00, net price \$2102.51

GRISWOLD & WIGHT

- Item 5-new 1953 Standard Business Coupe, price \$1377,86
- Item 8-new 1953 cab & chassis complete with low mount trailer and refuse body, price \$5935.51, trade-in allowance \$442.00, net price \$5493.51
- Item 10-new 1953 four door sedan, price \$1628.92, trade-in allowance \$1060.00, net price \$568.92
- Item 11-1953 four door sedan, price \$1628.92, trade-in allowance \$1036.50, net price \$592.42
- Item 12-new 1953 four door sedan, price \$1487.99

HELM CHEVROLET COMPANY

- Item 7-new 1954 cab & chassis complete with low mount trailer and refuse body, price \$5820.00, trade-in allowance \$150.00, net price \$5670.00

NOW, THEREFORE, BE IT RESOLVED that the bids of said companies as enumerated above be, and they are hereby accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of October, 1953, by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

- Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks
- Noes: Councilmen: None
- Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,372-N.S.

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS ON TRAFFIC ISLAND TO BE CONSTRUCTED AT 19th STREET AND DOWNEY AVENUE

---oOo---

BE IT HEREBY RESOLVED that the plans and specifications for the furnishing of all materials, labor, tools and appliances and doing all the work involved in the construction of traffic islands at 19th STREET and DOWNEY AVENUE, be and they are hereby approved, and

BE IT FURTHER RESOLVED that the calling for bids to be opened on Monday, November 16, in the office of the City Clerk, not later than 2:00 P.M., 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 28th day of October, 1953, by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,373-N.S.

A RESOLUTION PROHIBITING PARKING AND LOADING IN A SPECIFIED PLACE IN THE ALLEY BETWEEN NINTH AND TENTH STREETS AND BETWEEN "I" AND "J" STREETS IN THE CITY OF MODESTO

---oOo---

WHEREAS, Ordinance No. 345-N.S. of the City of Modesto, as amended, authorizes the City Council, by resolution, to restrict or prohibit the parking, loading and unloading of motor vehicles on designated streets or alleys or portions thereof in the City of Modesto, and

WHEREAS, the general welfare and safety of the citizens of Modesto require that parking and loading be prohibited in the following specified location,

**

SECTION 1. It shall be unlawful to park, load or unload any motor vehicle in the following location in the City of Modesto:

In that portion of the alley in Block 56 adjacent to the Parking Authority parking lot on Ninth Street between "I" Street and "J" Street, commencing at a point one hundred one (101') feet northwesterly of the northwest property line of "I" Street and extending in a northwesterly direction along said alley a distance of one hundred twenty-five (125') feet.

SECTION 2. The Director of Public Works is hereby directed to cause the above described location to be marked and posted in accordance with the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 28th day of October, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

**

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

RESOLUTION NO. 10,374-N.S.

A RESOLUTION PROHIBITING PARKING IN SPECIFIED PLACES ON BOTH SIDES OF SEMPLE STREET AND ON THE NORTH SIDE OF DOWNEY AVENUE IN THE CITY OF MODESTO

---oOo---

WHEREAS, Section 32 of Ordinance No. 345-N.S. of the City of Modesto, as amended, authorizes the City Council, by resolution, to fix the time for which motor vehicles may be parked upon the streets of the City,

NOW, THEREFORE, BE IT RESOLVED that it shall be unlawful for the operator of a vehicle to stop or park such vehicle in the following places in the City of Modesto:

Both sides of Semple Street from the North property line of Downey Avenue, north forty (40') feet.

The North side of Downey Avenue from the East property line of Semple Street, east eighteen (18') feet.

BE IT FURTHER RESOLVED that the Director of Public Works be, and he is hereby directed to cause the above described location to be marked in accordance with the provisions of this resolution.

BE IT FURTHER RESOLVED that Resolution No. 10,326-N.S. of the City of Modesto is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of October, 1953, by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,375-N.S.

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC HEALTH

---oOo---

BE IT HEREBY RESOLVED that the agreement, dated October 14, 1953, between the City and the State of California, Department of Public Health, for federal allocation of funds to local public health agencies, be and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said agreement by authorized city officials 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 28th day of October, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

State of California)
County of Stanislaus) ss
City of Modesto)

I, Rex E. Gailfus, City Clerk of the City of Modesto do hereby certify that the foregoing is a full, true and correct copy of Resolution No. 10,375-N.S. introduced and adopted at a regular meeting of the Council of the City of Modesto held on the 28th day of October, 1953, and that the same is now in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Modesto this 13th day of November, 1953.

REX E. GAILFUS (SIGNED)
CITY CLERK OF THE CITY OF MODESTO

RESOLUTION NO. 10,376-N.S.

A RESOLUTION CALLING A SPECIAL ELECTION TO BE HELD ON THE 1st DAY OF DECEMBER, 1953, PERTAINING TO THE ANNEXATION OF THE FREMONT ADDITION TO THE CITY OF MODESTO

---oOo---

WHEREAS, by Resolution No. 10348-N.S., adopted on the 7th day of October, 1953, the City Council of the City of Modesto declared its intention to call a special election to be held on the 1st day of December, 1953, in certain inhabited territory contiguous to said City proposed to be annexed to said City, for the purpose of submitting to the qualified electors residing in said territory the question whether or not said territory shall be annexed to said City; and

WHEREAS, a copy of said Resolution was published as required by law; and

WHEREAS, a written protest was filed with the City Clerk during the hearing by the owners of a number of separate parcels of property within the territory proposed to be annexed; and

WHEREAS, said written protest was referred to the City Clerk for investigation and report as to its legality and said hearing was adjourned by motion of said City Council duly and regularly seconded and adopted, to 4:30 P.M., November 4, 1953, and

WHEREAS, at said adjourned time and place, the City Clerk reported and the City Council finds and so declares that protest was not made by the owners of a majority of separate parcels of property within the territory proposed to be annexed; and

WHEREAS, all proceedings have been had in accordance with said Resolution and the Annexation Act of 1913, as amended, reference thereto hereby being made for further particulars;

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

SECTION 1. ELECTION CALLED. A special election hereby is called to be held on the 1st day of December, 1953, in the territory hereinafter described and proposed to be annexed to the City of Modesto, for the purpose of submitting to the qualified electors residing in said territory the question whether or not such territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of said election.

Said territory is described as follows:

All that certain real property situate in the County of Stanislaus, State of California, being a portion of the Southwest quarter of Section 17 and a portion of the Northwest quarter of the Northwest quarter of Section 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, particularly described as follows:

Beginning at a point on the corporate limits of the City of Modesto, said point being on the center line of Orangeburg Avenue and 20 feet east of the section line common to Sections 19 and 20; thence Northerly along a line 20 feet at right angles East of and parallel to said section line common to Sections 19 and 20, on the east side of Tully Avenue to its intersection with the North line of the Modesto Irrigation District Lateral No. 3 and the South line of Briggsmore Avenue as shown on the Map of the Woodman Tract as filed in Volume 16 of Maps at Page 6, Stanislaus County Records; thence easterly along said North line of Modesto Irrigation District Lateral No. 3 to its intersection with the West line of Lot 16 of the Fresno Tract as shown on the Map filed in Volume 1 of Maps at Page 76, Stanislaus County Records; thence Northerly along said West line of Lot 16 to the North line of the 40 foot road known as Briggsmore Avenue; thence Easterly along the North line of Briggsmore Avenue to its intersection with the West line of Lot 12 of the Fresno Tract; thence Southerly along the West line of Lot 12 and the West line of Lot 11 of said Fresno Tract, the West line of Lot 11 also being the West line of the Cloverfield Tract as filed in Volume 17 of Maps at Page 33, Stanislaus County Records, to a point on the South line of a 40 foot road known as Granger Avenue and the existing corporate limits of the City of Modesto, said point being on the North line of Roosevelt Center, as filed in Volume 17 of Maps, at Page 12, Stanislaus County Records; thence Westerly along said City Limits to the center line of College Avenue and the West line of said Roosevelt Center; thence southerly along the City limits on said center line of College Avenue to the center line of Orangeburg Avenue; thence continuing on the City limits westerly along said center line of Orangeburg Avenue to the point of beginning.

SECTION 2. TIME OF OPENING AND CLOSING OF POLLS: The polls at said election shall be open at 7 o'clock A.M. of the day herein fixed for the holding of said election and shall be kept open until 7 o'clock P.M. of the same day, when the polls shall be closed.

SECTION 3. FORM OF BALLOT. Upon the ballots to be used at said election there shall be printed the words: "Shall the Fremont Addition be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein be subjected to taxation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the election held to determine whether or not said property shall be annexed to the city?"

Opposite these words there shall be printed the words, "Yes" and "No", and to the right of each of these last two words, there shall be a voting square. If an elector shall stamp a cross (✓) in the voting square after the printed word "Yes", the vote of such elector shall be counted in favor of the annexation of said territory to the City of Modesto; and if an elector shall stamp a cross (✓) in the voting square after the printed word "No", the vote of such elector shall be counted against such annexation.

In all particulars not herein recited, said election shall be held in conformity, as near as may be, with the laws of the State of California concerning general elections, and the said Annexation Act of 1913, as amended.

SECTION 4. PRECINCT AND PRECINCT OFFICERS. (a) For the purpose of said election, there is hereby established in said territory described herein one (1) voting precinct which shall include all of said territory. The following is the polling place of said election precinct, and the following named persons are hereby named officers of election and shall constitute the Board of Election for such precinct:

Polling Place: A. J. Nygaard Garage, 1510 Concord,
Modesto, California

Inspector; Adolph J. Nygaard, 1510 Concord,
Modesto, California

Judge: Mrs. Clarice D. Harrah, 1425 Concord,
Modesto, California

Clerk: Mrs. Anna Klein, 1502 Concord,
Modesto, California

Clerk: Mrs. Gladys O. Gentry, 1421 Albany,
Modesto, California

(b) For their services in connection with said election, said inspector shall receive \$8.00 and said judge and clerks \$8.00 each; and the person in possession of the polling place named herein shall receive for the use of such premises in connection with said election the sum of \$5.00

SECTION 5. NOTICE OF SAID SPECIAL ELECTION. The City Clerk shall cause a notice of said special election to be published as required by said Annexation Act of 1913, as amended, at least once each week during the four (4) weeks prior to the date of the election in The Turlock Daily Journal, a newspaper of general circulation, printed and published outside the City of Modesto but in the County of Stanislaus, State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 4th day of November, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,377-N.S.

A RESOLUTION ACCEPTING CONSTRUCTION OF SANITARY TRUNK SEWER LINE ON GRANGER AVENUE BETWEEN TULLY AND McHENRY AVENUES FROM CONTRACTOR STOLTE INC.

---oOo---

WHEREAS, a report has been filed by the Director of Public Works that the construction of a sanitary trunk sewer line on Granger Avenue between Tully and McHenry Avenues has been completed by contractors, Stolte Inc., and

WHEREAS, progress payment of \$19,926.25 is due and payable,

NOW, THEREFORE, BE IT RESOLVED that said contract as completed by Stolte Inc. be, and it is hereby accepted and the filing of the Notice of Completion with the County Recorder is hereby approved, and

BE IT FURTHER RESOLVED that progress payment of \$19,926.25 be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of November, 1953 by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10378-N.S.

A RESOLUTION ESTABLISHING ONE-HOUR PARKING ZONES IN DESIGNATED PLACES ON BOTH SIDES OF EIGHTEENTH STREET BETWEEN "G" STREET AND "H" STREET IN THE CITY OF MODESTO

---oOo---

WHEREAS, the Council of the City of Modesto by ordinance heretofore passed is empowered by resolution to increase and/or diminish parking time limits for vehicles on the streets of said City, and

WHEREAS, said Council by ordinance heretofore passed is empowered to cause the erection of proper signs in the business district of said City and by resolution may enforce the provisions of all ordinances relating to the parking of vehicles of said City, and

WHEREAS, the best interests of the citizens of said City require that the length of time for which a vehicle may be parked in the following described areas shall be for the period of one hour between the hours of 9 o'clock A.M. and 6 o'clock P.M.,

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

SECTION 1. Vehicles shall not be parked between the hours of 9 o'clock A.M. and 6 o'clock P.M. for a period longer than sixty (60) consecutive minutes in the following described areas:

Beginning at the property line on the North side of "G" Street and running a distance of one hundred twenty-three (123') feet North on the West side of Eighteenth Street.

Beginning at the property line on the North side of "G" Street and running a distance of twenty-five (25') feet North on the East side of Eighteenth Street.

SECTION 2. Said parking restrictions shall not be applicable on Sunday.

SECTION 3. The Director of Public Works be and he is hereby directed to cause the above described location to be marked in accordance with the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of November, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,379-N.S.

A RESOLUTION ESTABLISHING TWO-HOUR PARKING ZONES IN CERTAIN DESIGNATED PLACES ON THE SOUTH SIDE OF "H" STREET BETWEEN SEVENTEENTH STREET AND EIGHTEENTH STREET AND ON THE WEST SIDE OF EIGHTEENTH STREET BETWEEN "G" STREET AND "H" STREET IN THE CITY OF MODESTO

---oOo---

WHEREAS, the Council of the City of Modesto by ordinance heretofore passed is empowered by resolution to increase and/or diminish parking time limits for vehicles on the streets of said City, and

WHEREAS, said Council by ordinance heretofore passed is empowered to cause the erection of proper signs in the business district of said City and by resolution may enforce the provisions of all ordinances relating to the parking of vehicles of said City, and

WHEREAS, the best interests of the citizens of said City require that the length of time for which a vehicle may be parked in the following described areas shall be for the period of two hours between the hours of 9 o'clock A.M. and 6 O'clock P.M.,

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

SECTION 1. Vehicles shall not be parked between the hours of 9 o'clock A.M. and 6 o'clock P.M. for a period longer than one hundred twenty consecutive minutes in the following described areas:

Beginning at the property line on the East side of Seventeenth Street and running along the East side of "H" Street to the property line on the West side of Eighteenth Street, being a distance of one block.

Beginning at a point seventeen (17') feet South of the South property line on "H" Street and running eighty-five (85') feet South on the West side of Eighteenth Stree.

SECTION 2. Said parking restrictions shall not be applicable on Sunday.

SECTION 3. The Director of Public Works be, and he is hereby directed to cause the above described locations to be marked in accordance with the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of November, 1953, by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,380-N.S.

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2700 FROM GENERAL RESERVE TO MISCELLANEOUS UNCLASSIFIED FOR COMMISSION ON TAX COLLECTION BY COUNTY

---oO---

BE IT HEREBY RESOLVED that appropriation transfer of \$2700 from the General Reserve Fund of the City of Modesto to the Miscellaneous Unclassified Fund for payment for tax collection by the County Tax Collector of Stanislaus County, 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 4th day of November, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,381-N.S.

A RESOLUTION AUTHORIZING APPROPRIATION OF FUNDS FROM YOUTH CENTER FURNISHING FUND

---oOo---

BE IT HEREBY RESOLVED that the appropriation of \$1,112 received as donations for furnishing the Youth Center be authorized from the Youth Center Furnishing Fund for expenditure by the Recreation Department for Capital Outlay expenditures.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of November, 1953, by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,382-N.S.

A RESOLUTION ESTABLISHING STOP SIGNS ON CERTAIN STREETS IN THE CITY OF MODESTO

---oOo---

WHEREAS, under and by virtue of provisions of Ordinance No. 558-N.S. of the City of Modesto; the City Council of said City has the power when and if the general welfare and safety of the citizens of the City of Modesto so require it, to erect boulevard stop signs at or adjacent to any intersection within the City of Modesto, and

WHEREAS, it appears to said City Council that the general welfare of the citizens of Modesto require that boulevard stop signs be erected and maintained at intersections herein designated and that at said intersections all of the provisions of Ordinance No. 558-N.S. of City of Modesto entitled: " AN ORDINANCE AMENDING SECTION 23 of ORDINANCE NO. 345-N.S. OF THE CITY OF MODESTO AS HEREAFTER AMENDED," shall be enforced and said stop signs shall be erected prohibiting drivers of vehicles from passing said boulevard stop signs without first stopping vehicles so operated by said operator.

NOW THEREFORE BE IT RESOLVED and ordered by said City Council that at the places hereinafter designated, the City Engineer shall erect or cause to be erected and maintained, boulevard stop signs and that said Ordinance No. 558-N.S. heretofore referred to shall be enforced at said intersections:

On the Northeast corner of Morris Avenue and Virginia Avenue for traffic proceeding on to Virginia Avenue.

The foregoing resolution was introduced at a regular meeting held on the 4th day of November, 1953, by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,383-N.S.

A RESOLUTION AUTHORIZING THE EXECUTION OF A RELEASE TO THE NEHI BOTTLING COMPANY

---oOo---

BE IT HEREBY RESOLVED that the authorized officials of the City of Modesto be authorized to execute a release to the Nehi Bottling Company for the claim of the city's for \$181.12 for damage to the awning at the Police Station.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of November, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,384-N.S.

A RESOLUTION CONFIRMING THE APPOINTMENT OF MEMBERS TO THE FORWARD MODESTO COMMITTEE AND DEFINING THE FUNCTION OF SAID COMMITTEE

---oOo---

In order to:

- (1) Assure that the community will keep pace with the increasing needs for urban facilities and services brought about by an ever expanding population; and
- (2) Promote the orderly growth and development of the City; and
- (3) Insure that the City will continue to be the kind of a City that its residents and their posterity will desire to live in and point to with pride and gratification;

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

SECTION 1. APPOINTMENT. The appointment of the following members to the Forward Modesto Committee is hereby approved and confirmed:

Henry G. Anderson
Mrs. R. P. Barrett
Wm. H. Bates
John B. Beard
Mrs. C. W. Black
H. D. Buxton
Dan Chaddock
James Corson
Mrs. Carroll Craig
E. C. Grandall
Frank Damrell
Mrs. Vic Donihue
William Falger
George Gaugler
Lew Graham
Edward P. Griswold
Dr. Hans Hartman
Marvin L. Heckendorf
Phil Humphreys
Peter Janopaul
Fred Johnson
R. Al Johnson
Ray Jones
Tom Jensen
W. V. Locher
Sidney Losher
Richard Lyng

E. Graham May
Ian Mensinger
Mrs. John Mensinger
William R. Mitchell
Dr. Robert R. Moon
Mrs. William Murray
James O'Keefe
Harold Parsons
Dr. Robert R. Radcliff
Herb Ramont
Lawrence Robinson, Jr.
John W. Salter
Martin Schueller
Hubert Scott
Dr. Raymond S. Shearn
O. Arthur Sullivan
H. C. Torreano
C. E. Ulrich
Dick L. Ustick
Mrs. H. S. Walton
Mrs. James Wayland
Norman West
Charles W. Wherry
George Williams
Vern Withuhn
H. E. Zimmerman

SECTION 2. ORGANIZATION. Said Committee shall organize forthwith and shall select a Chairman, Vice-Chairman and Secretary from among the appointed members.

SECTION 3. FUNCTIONS. It shall be the purpose of said Committee to prepare and submit to the Council a report which shall include:

- (a) A recommended general plan or blueprint for the future physical development of the City;
- (b) A list of proposed capital improvements, if any, which are recommended, indicating the approximate cost of each project and its relative priority, and
- (c) Recommended means for financially implementing the general plan or blueprint and such capital improvements as are recommended.

SECTION 4. PUBLIC RECORD. The Committee shall keep a public record of its official actions, including a record of its motions, resolutions, findings, determinations and recommendations.

SECTION 5. TIME FOR REPORTS. The Committee shall submit a preliminary report to the Council on or before March 15, 1954 and shall submit its final report on or before May 1, 1954.

SECTION 6. TERMINATION. The existence of said Committee shall terminate on June 30, 1954.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of November, 1953, by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,385-N.S.

A RESOLUTION ACCEPTING THE BID OF STANDARD MATERIALS, INC. FOR CONSTRUCTION OF TRAFFIC ISLANDS AT NINETEENTH STREET AND DOWNEY AVENUE IN THE CITY OF MODESTO

---oOo---

WHEREAS, Resolution No. 10,372-N.S. adopted by the Council of the City of Modesto on October 28, 1953, approved the plans and specifications for the construction of traffic islands at Nineteenth Street and Downey Avenue and authorized the calling for bids, and

WHEREAS, the two (2) bids received for said construction were opened at 2:00 P.M. on November 16 in the office of the Director of Public Works and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Standard Materials, Inc. for \$2,445.00 be accepted as it was the lowest bid received,

NOW, THEREFORE, BE IT RESOLVED that the bid of Standard Materials, Inc. for the construction of traffic islands at Nineteenth Street and Downey Avenue be, and it is hereby accepted, and the execution of a contract for the completion of the construction be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of November, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,386-N.S.

A RESOLUTION ESTABLISHING A NO PARKING ZONE AND A ONE-HOUR PARKING ZONE AT THE INTERSECTION OF "G" STREET, EIGHTEENTH STREET AND BURNEY STREET IN THE CITY OF MODESTO

---oOo---

WHEREAS, Section 34.1 of Ordinance No. 345-N.S. of the City of Modesto, as amended, authorizes the City Council, by resolution, to restrict or prohibit the parking of motor vehicles upon designated streets of the City, and

WHEREAS, the best interests of the citizens of said City require that parking in the following designated places at the intersection of "G" Street, Eighteenth Street and Burney Street be restricted and limited as hereinafter provided,

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

SECTION 1. It shall be unlawful for the operator of a vehicle to stop or park such vehicle in that certain area near the intersection of "G" Street, Eighteenth Street and Burney Street, as shown and located on that certain drawing entitled, "Plan for Vehicle Parking Zone at 18th and Burney Streets", dated November 10, 1953 which is attached hereto and hereby made a part of this resolution.

SECTION 2. It shall be unlawful for the operator of a vehicle to park such vehicle between the hours of 9 o'clock A. M. and 6 o'clock P. M. for a period longer than sixty (60) consecutive minutes in that certain area on "G" Street as shown and located on that certain drawing entitled, "Plan for Vehicle Parking Zone at 18th and Burney Streets", dated November 10, 1953 which is attached hereto and hereby made a part of this resolution.

SECTION 3. The Director of Public Works is hereby directed to cause the above described areas to be marked and/or posted in accordance with the provisions of this resolution and the applicable laws of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 18th day of November, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,387-N.S.

A RESOLUTION CHANGING THE STREET NAME OF "CROWS LANDING ROAD" FROM SIERRA DRIVE TO THE SOUTHERLY CITY LIMITS TO "SOUTH SEVENTH STREET"

---oOo---

WHEREAS, the Stanislaus County Planning Commission has initiated proceedings to change the name of "Old 99 Highway" to "South Seventh Street", and

WHEREAS, the present street name of "Crows Landing Road" from its intersection with Sierra Drive to the southerly City limits line conflicts with the orderly continuity of the proposed naming of "Old 99 Highway" as "South Seventh Street", and

WHEREAS, the City Planning Commission has recommended that consideration be given to the changing of said portion of "Crows Landing Road" to "South Seventh Street" to avoid confusion with that portion of the street lying outside the corporate city limits of Modesto, and

WHEREAS, a public hearing was held by the Modesto City Planning Commission on November 3, 1953, at which time no one appeared in protest of the proposed street name change,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the present street name of "Crows Landing Road" from Sierra Drive to the southerly City limits be named "South Seventh Street".

BE IT FURTHER RESOLVED that the Director of Public Works be, and he is hereby directed to erect street name signs accordingly.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 18th day of November, 1953, by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,388-N.S.

A RESOLUTION APPROVING THE APPROPRIATION TRANSFER FOR THE PURCHASE OF FIFTY MILLER PARKING METERS

---oOo---

BE IT HEREBY RESOLVED that the appropriation transfer of \$3,000 from the General Reserve Fund to the Department of Public Works, Parking Meters Fund for the purchase of 50 Miller Parking Meters be approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of November, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,389-N.S.

A RESOLUTION APPROVING SPECIFICATIONS ON MOTORIZED STREET SWEEPER AND AUTHORIZING THE CALLING FOR BIDS

---oOo---

BE IT HEREBY RESOLVED that the specifications for the furnishing of a motorized street sweeper be, and they are hereby approved, and

BE IT FURTHER RESOLVED that the calling for bids for above described equipment be, and it is hereby authorized. Said bids are to be opened at 10:00 A.M., Tuesday, December 1, 1953, in the office of the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of November, 1953, by Councilman Mellis, who moved its adoption, which motion being duly seconded by Councilman Arata, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,390-N.S.

A RESOLUTION APPROVING THE AGREEMENT BETWEEN THE CITY OF MODESTO AND LOUIS KROEGER & ASSOCIATES FOR A PERSONNEL CLASSIFICATION SURVEY

---oOo---

BE IT HEREBY RESOLVED that the agreement, dated November 18, 1953, between the City of Modesto and Louis Kroeger & Associates, for a personnel classification survey, be approved and the execution of said agreement by authorized officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of November, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,391-N.S.

A RESOLUTION APPROVING AGREEMENT WITH THE STATE OF CALIFORNIA FOR SHARING COST OF HIGHWAY ILLUMINATION

---oOo---

WHEREAS, An agreement between the City of Modesto and the State Department of Public Works, Division of Highways, for the illumination of the intersection of Coldwell Avenue, Woodland Avenue, and State Highway Route 4 (99 Highway), and the intersection of Tully Road with State Highway Route 4 (99 Highway) has been presented to the Council of the City of Modesto for approval, and

WHEREAS, the city's share of the cost for the illumination of the Woodland Avenue, Coldwell Avenue, and State Highway Route 4 intersection will be approximately

one-sixth of the total cost, and at the Tully Road intersection, one-fifth of the cost.

NOW, THEREFORE, BE IT RESOLVED that the said agreement as presented be approved and the execution by authorized officials of the City of Modesto be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of November, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen; R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,392-N.S.

A RESOLUTION ACCEPTING DEED FROM W. R. MENSINGER AND ALMA MENSINGER

---oOo---

BE IT HEREBY RESOLVED that the deed from W. R. Mensinger and Alma Mensinger on a portion of Ave. B lying between Blocks 6001 and 6057 of the Mensinger Tract No. 2, to be used by the City of Modesto for street purposes (Lois Avenue) be and it is hereby accepted, and

BE IT FURTHER RESOLVED that the City Clerk be authorized 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 18th day of November, 1953, by Councilman Annan, 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: R. Adams, Annan, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: M. Adams

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,393-N.S.

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF SANITARY SEWER LATERAL IN BLOCKS 6000,6001,6057 and 6058 (NORTH CENTRAL ADDITION)

---oOo---

BE IT HEREBY RESOLVED that the plans and specifications for the construction of a sanitary sewer lateral in Blocks 6000, 6001, 6057 and 6058, be, and they are hereby approved, and

BE IT FURTHER RESOLVED that the call for bids for the above described construction, be, and they are hereby authorized in accordance with the procedure contained in Section 1307 of the City Charter, said bids to be opened on Tuesday, December 8 at 2:00 P.M. in the Council Chambers.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of November, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,394-N.S.

A RESOLUTION APPROVING SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS ON THE CONSTRUCTION OF CURB AND GUTTER IN BLOCK 6068

---oOo---

BE IT HEREBY RESOLVED that the plans and specifications for the construction of curb and gutter in Block 6068 (Park located north of Roosevelt School) be and they are hereby approved, and

BE IT FURTHER RESOLVED that the calling for bids for the above described construction be, and it is hereby approved. Said bids are to be opened at 2:00 P.M. Monday, December 7, in the Council Chambers.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of November, 1953, by Councilman Merrill, 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: M. Adams, R. Adams, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,395-N.S.

A RESOLUTION APPROVING RENEWAL OF LEASE WITH JAMES C. SORENSEN FOR RENTAL OF PORTION OF AIRPORT PROPERTY

---oOo---

BE IT HEREBY RESOLVED that the lease between the City of Modesto and James C. Sorensen for the rental of 17 acres of the municipal airport property, for a period of one year beginning December 1, 1953, at an annual rental fee of \$680.00 be approved, and

BE IT FURTHER RESOLVED that the authorized officials of the City of Modesto be authorized to execute said lease.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of November, 1953, by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman Mellis, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,396-N.S.

A RESOLUTION AUTHORIZING APPROPRIATION TRANSFERS FOR PURCHASE OF TRASH PICK-UP TRUCK AND POLICE PATROL CAR.

---oOo---

BE IT HEREBY RESOLVED that ~~the~~ appropriation transfer of \$1,630 ~~be authorized~~ from the General Reserve Fund to the ~~Streets Division for the purchase of a 10 cubic yard dump truck.~~

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of November, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

~~**to the~~ Police Department for the purchase of an additional Patrol Car and ~~but~~ it further resolved that the appropriation transfer of \$5820 be authorized from the General Reserve Fund to the Streets Division for the purchase of a 10 cubic yard dump truck.

Ayes: Councilmen: M. Adams, R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,397-N.S.

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

---oOo---

WHEREAS, a special election was held on the 17th day of November, 1953, in the Granger Addition, near the City of Modesto, County of Stanislaus, State of California, and contiguous to the City limits of said City, and which territory is particularly described as follows, to-wit:

All that certain real property situate in the County of Stanislaus, State of California, in Sections 17, and 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Beginning at the point of intersection of the South line of Orangeburg Avenue and the West line of McHenry Avenue as shown on the map of the Mensinger Tract Number 4, filed in Volume 14 of Maps at Page 68, Stanislaus County Records, said point being 25 feet at right angles Westerly from the Section line common to Sections 20 and 21; thence Northerly on the West side of McHenry Avenue along a line parallel to and 25 feet at right angles Westerly from said Section line common to Sections 20 and 21 to the South line of the Modesto Irrigation District Lateral Number 3; thence Westerly along said South line of Modesto Irrigation District Lateral Number 3 to the point of intersection with the West line of the Tidewater Southern Railway Company right of way said point also being the East line of the Cloverfield Tract as filed in Volume 17 of Maps at Page 33, Stanislaus County Records; thence Southerly along said line to the point of intersection with the centerline of the 40 foot road known as Granger Avenue; thence Easterly along the centerline of Granger Avenue 60 feet to the East line of the Tidewater Southern Railway Company right of way which also is a line parallel to and 30 feet East of the West line of Lots 2 and 19 of Weil Colony, filed in Volume 3 of Maps at Page 37, Stanislaus County Records; thence Southerly along said East line to the point of intersection with the North line of Orangeburg Avenue; thence Westerly 30 feet along said North line of Orangeburg Avenue; thence Southerly at right angles to Orangeburg Avenue 50 feet to the South line of Orangeburg Avenue said line being also the North line of Block 6007 of the James Tract as filed in Volume 11 of Maps at Page 68, Stanislaus County Records; thence 660.00 feet Easterly along said South line of Orangeburg Avenue to the centerline of Enslin Avenue and the East boundary of said James Tract being also the West boundary of the Monaco Tract as filed in Volume 11 of Maps at Page 67, Stanislaus County Records; thence continuing 660.00 feet Easterly along the South line of Orangeburg Avenue, as shown on said Monaco Tract, to the East boundary of said Monaco Tract being also the West boundary of the Mensinger Tract Number 2 as filed in Volume 11 of Maps at Page 30, Stanislaus County Records; thence continuing 659.59 feet Easterly along the South line of Orangeburg Avenue as shown on said Mensinger Tract Number 2, to the East boundary of said Mensinger Tract Number 2 being also the West boundary of Mensinger Tract Number 4; thence Northerly along the Westerly boundary of said Mensinger Tract Number 4, 10 feet to the Southerly line of Orangeburg Avenue as shown on the Mensinger Tract Number 4; thence Easterly along Orangeburg Avenue 635.19 feet to the point of beginning, and

WHEREAS, the said City Council of the City of Modesto finds after due examination that due notice of said election was published in the Turlock Daily Journal, a newspaper of general circulation printed and published outside the City of Modesto, but in Stanislaus County, California, which said notice appeared in said newspaper on October 24th and 31st, and on November 7th and 14th, all in the year 1953, and that prior to said publication in said newspaper, a date was set giving due notice that owners of property in said Granger Addition could appear before said City Council on the 14th day of October, 1953, to protest holding of said election; and it further appearing to the said Council and the said Council so finds that all other requirements of the Annexation Act of 1913 and all other requirements of the Election Laws of the State of California have been duly and regularly followed and that all of the procedures adopted and employed in the annexation proceedings and in the holding of said election are proper and legal, and

WHEREAS, the Council of the City of Modesto is now sitting as a Canvassing Board to canvass the results of said election and has received all of the returns of said election and finds that the same are now in proper form, and have opened and canvassed the same and ascertained the result of said election as hereinafter stated, and

WHEREAS, after the holding of said election, the election officers thereof delivered to and deposited with the Clerk of this Council the ballots, tally sheets, and returns of said election, and it appearing and the Council so finding that the proposition submitted at said election was whether or not such territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of said election,

NOW, THEREFORE, BE IT RESOLVED, CERTIFIED, AND DECLARED BY THE COUNCIL OF THE CITY OF MODESTO that the said Special Election held in said territory to determine whether or not said territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of said election was regularly called, held, and conducted as required by law; and that the proper and complete returns thereof have been made and received by said Council; that the same have been properly canvassed; that from the returns so canvassed as aforesaid it appears and the Council so finds that at said special election the total number of votes cast at the polls was and is two hundred seventeen (217); that the number of votes cast at said polls in favor of annexation was and is one hundred fifty-two (152); that the number of votes cast at said polls opposed to annexation of said territory was and is sixty-five (65);

That said City Council sitting as such Canvassing Board further finds that the measure, to-wit, "Shall the Granger Addition Be Annexed to, Incorporated in, and Made a Part of the City of Modesto, and the Property Therein Be Subjected to Taxation Equally with the Property within the City of Modesto to Pay the Bonded Indebtedness of the City of Modesto Outstanding or Authorized at the Date of the Election held to Determine whether or not said Property Shall Be Annexed to the City?" received a majority of the votes cast for annexation and that therefore said measure carried.

~~That said City Council sitting as such Can~~

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of November, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,398-N.S.

A RESOLUTION DETERMINING THE RESULT OF AN ELECTION HELD IN THE LA LOMA-YOSEMITE ADDITION FOR ANNEXATION OF SAID ADDITION TO THE CITY OF MODESTO

---oOo---

WHEREAS, a special election was held on the 17th day of November, 1953, in the Laloma-Yosemite Addition, near the City of Modesto, County of Stanislaus, State of California and contiguous to the City limits of said City, and which territory is particularly described as follows, to-wit:

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

Portions of Sections 27, 28, 33 and 34, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

Beginning at a point on the existing City Limits where the East quarter section line of Section 28, Township 3 South, Range 9 East, Mount Diablo Base and Meridian intersects the center line of Beard Brook; thence Easterly along the center line of Beard Brook to its intersection with the East line of the 50 foot road known as Covena Avenue extended Northerly; thence Southerly along the East side of Covena Avenue to the South side of the roadway easement described in the deed to S. G. Darby, et ux, recorded in Stanislaus County April 7, 1945, as Instrument No. 6260; thence Easterly along South side of said easement to its East end which is the Northeast corner of the property described in Instrument No. 18927 of the year 1948; thence Southerly S 9° 31' E to a point which is S 84° 07' W, 178.37 feet from the East line of the West one-half of the Northwest one-quarter of Section 27, Township 3 South, Range 9 East; thence N 84° 07' E, 178.37 feet to a point on said quarter section line; thence Southerly along said East line and its Southerly projection S 0° 41' E, 564.27 feet to the South line of Modesto Irrigation District Lateral No. 2 Right of Way; thence Easterly along said South line to its intersection with the Northerly projection of the West line of Rosina Avenue as shown on Map of Covena Park Tract No. 2 recorded in Volume 14 of Maps at Page 49, Stanislaus County Records; thence Southerly along said projection and said West line of Rosina Avenue to its intersection with the Westerly projection of the North line of Lot 16, Block 2031A of Covena Park Tract No. 2; thence Easterly along said Westerly projection and boundary of Covena Park Tract No. 2 S 89° 49' 30" E, 658.84 feet to the West line of Conejo Avenue as shown on Map of Uccello Tract recorded in Volume 16 of Maps at Page 56, Stanislaus County Records; thence Northerly along the West line of Conejo Avenue as shown on Map of Uccello Tract to its intersection with the Westerly projection of the Northerly boundary of Uccello Tract; thence Easterly along said Westerly projection and said Northerly boundary to its intersection with the West line of Ellis Tract as shown in Volume 14 of Maps at Page 51, Stanislaus County Records; thence Northerly along the West line of said Ellis Tract to the South line of Modesto Irrigation District Lateral No. 2; thence Easterly along the South line of Modesto Irrigation District Lateral No. 2 to the Northeast corner of Ellis Tract; thence Southerly along the East boundary of Ellis Tract to the Southeast corner of Ellis Tract; thence Easterly and Northerly along the boundaries of Alta Vista Tract as shown in Volume 14 of Maps at Page 75, Stanislaus County Records, to the South side of Modesto Irrigation District Lateral No. 2; thence Easterly along the South side of Modesto Irrigation District Lateral No. 2 to its intersection with the Northern projection of the East line of the alley in Block 2258 as shown on Map of Alta Vista Tract No. 2 in Volume 16 of Maps at Page 43, Stanislaus County Records; thence Southerly along said projection and along the East line of alley in Block 2258, 2260 and 2262 of Alta Vista Tract No. 2 to the North line of Miller Avenue; thence Easterly along the North side of Miller Avenue to the West side of El Vista Avenue; thence Southerly along the West side of El Vista Avenue to the Northeast corner of Lot 18 Block 2263; thence Westerly along the South line of the alleys in Blocks 2263 and 2224 to the East line of Phoenix Avenue; thence Northerly along the East line of Phoenix Avenue to the South line of Miller Avenue; thence Westerly along the South line of Miller Avenue to the Northwest corner of Lot 9, Block 2196 of Alta Vista Tract; thence Southerly along the East line of the alley in Block 2196 of Alta Vista Tract to the Northwest corner of Lot 15, Block 2196; thence Easterly along the North line of Lot 15 to the Northeast corner of Lot 15, Block 2196; thence Southerly along the West line of Phoenix Avenue to the intersection with the Westerly projection of the North line of the alley in Block 2223; thence Easterly along said Westerly projection and along the Northerly line of alleys in Block 2223 and 2264 to the West line of El Vista Avenue; thence Southerly along the West line of El Vista Avenue and the Southerly extension thereof to the North line of the Modesto and Empire Traction Company Railroad Right of Way; thence Westerly along said North line of Modesto and Empire Traction Company Railroad Right of Way to the Southeast corner of Lot 9, Block 1 of Del Este Subdivision as shown in Volume 8 of Maps at Page 12, Stanislaus County Records;

thence Northerly along the West line of alley in Block 1 of said subdivision to the Southeast corner of Lot 15, Block 1; thence Westerly along lot lines which are parallel to and 110 feet South of Yosemite Boulevard to the West line of a 60 foot street known as Santa Rosa Avenue; thence Southerly along the West line of Santa Rosa Avenue to the North line of Gilmore Avenue; thence S 89° 49' 30" W along the North line of Gilmore Avenue 169.05 feet; thence leaving said Gilmore Avenue on a curve to the left having a radius of 283.41 feet, an arc distance of 292.31 feet and a long chord whose bearing is N 78° 07' 39" W and length is 279.52 feet; thence S 72° 19' 30" W, 164.87 feet to the East line of Yosemite Boulevard; thence Westerly along the South line of Yosemite Boulevard to the center line of Beard Brook; thence Northerly and Easterly along the existing City Limits to the point of beginning.

WHEREAS, the said City Council of the City of Modesto finds after due examination that due notice of said election was published in the Turlock Daily Journal, a newspaper of general circulation printed and published outside the City of Modesto, but in Stanislaus County, California, which said notice appeared in said newspaper on October 24th, 31st, and November 7th and 14th, all in the year 1953, and that prior to said publication in said newspaper a date was set giving due notice that owners of property in said LaLoma-Yosemite Addition could appear before said City Council on the 14th day of October, 1953, to protest holding of said election; and it further appearing to the said Council and the said Council so finds that all other requirements of the Annexation Act of 1913 and all other requirements of the Election Laws of the State of California have been duly and regularly followed and that all of the procedures adopted and employed in the annexation proceedings and in the holding of said election are proper and legal; and

WHEREAS, the City Council of the City of Modesto is now sitting as a Canvassing Board to canvass the results of said election and has received all of the returns of said election and finds that the same are now in proper form, and have opened and canvassed the same and ascertained the result of said election as hereinafter stated, and

WHEREAS, after the holding of said election, the election officers thereof delivered to and deposited with the Clerk of this Council the ballots, tally sheets, and returns of said election, and it appearing and the Council so finding that the proposition submitted at said election was whether or not such territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of said election,

NOW, THEREFORE, BE IT RESOLVED, CERTIFIED, AND DECLARED BY THE COUNCIL OF THE CITY OF MODESTO that the said Special Election held in said territory to determine whether or not said territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of said election was regularly called, held, and conducted as required by law; that the proper and complete returns thereof have made and received by said Council; that the same have been properly canvassed; that from the returns so canvassed as aforesaid it appears and the Council so finds that

at said special election the total number of votes cast at the polls was and is one thousand two hundred fifty-one (1,251); that the number of votes cast at said polls in favor of annexation was and is six hundred seventy-one (671); that the number of votes cast at said polls opposed to annexation was and is five hundred seventy-seven (577); that the number of votes cast at said polls which were voided was and is three (3); that the number of votes cast at each special precinct and the total number of votes cast at each special precinct in favor of annexation and the total number of votes cast at each special precinct opposed to annexation and the total number of votes cast at each special precinct which were voided were and are as follows:

Special Election Precinct No.	Total votes cast	In favor of annexation	Opposed to annexation	Voided
No. 1	205	111	93	1
No. 2	260	179	80	1
No. 3	227	112	115	
No. 4	147	74	73	
No. 5	191	103	88	
No. 6	<u>215</u>	<u>88</u>	<u>127</u>	<u> </u>
TOTAL VOTES	1,245	667	576	2
Absentee ballots	<u>6</u>	<u>4</u>	<u>1</u>	<u>1</u>
TOTAL	1,251	671	577	3

That said City Council sitting as such Canvassing Board further finds that the measure, to-wit, "Shall the LaLoma-Yosemite Addition be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein be subjected to taxation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto outstanding or authorized at the date of the election held to determine whether or not said property shall be annexed to the City?" received a majority of the votes cast for annexation and that therefore said measure carried.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of November, 1953, by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Arata, Mellis, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Annan.

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,399A-N.S.

A RESOLUTION AUTHORIZING PAYMENT TO ELECTION OFFICIALS AND RENTAL OF POLLING PLACES FOR THE SPECIAL ELECTIONS FOR THE ANNEXATION OF THE GRANGER AND LALOMA-YOSEMITE ADDITIONS TO THE CITY OF MODESTO

---oOo---

BE IT RESOLVED that payment of \$8.00 to each official serving at the special elections held on November 17, 1953 for the annexation of Granger and LaLoma-Yosemite Additions to the City of Modesto, be authorized, and

BE IT FURTHER RESOLVED that payment of \$5.00 be authorized for the rental of the polling places at said election.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 24th day of November, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Arata, Mellis, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Annan

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,399-N.S.

A RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING IN THE MATTER OF THE ZONING OF THE NORTHWEST ADDITION

---oOo---

WHEREAS, that certain territory designated as the Northwest Addition, and particularly described as follows, to-wit:

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

BEGINNING at a point on the existing city limits line at the intersection of the center line of Orangeburg Avenue and the center line of College Avenue, which point is also the Northwest corner of the Southeast quarter of the Northwest Quarter of Section 20, Township 3 South, Range 9 East, M.D.B. & M., thence Westerly along the Northerly Quarter Quarter Section line of said Section 20, and along the Northerly Quarter Quarter Section line of Section 19, Twp. 3 South Range 9 East, M.D.B. & M., to a point on the center line of Carver Road, said point being twenty (20) feet West of the Northwest corner of Lot 2 of the Chiquita Colony as filed for record on March 16, 1904 in Vol. 1 of Maps, page 43, Stanislaus County Records; thence southerly along the centerline of said Carver Road and the Southerly projection thereof to the South Westerly line of State Highway, Route #4, (U.S. Route 99) as shown on the Map filed on May 10, 1939 in Volume 2, page 130, Record of Surveys, Stanislaus County Records; thence Southeasterly along said Southwesterly boundary of said State Highway, Route 4, to the intersection thereof with the city limits line, said city limits line being the Southerly projection of the center line of Tully Road and being also the West line of Section 29 Township 3 South, Range 9 East, M.D.B. & M.; thence following along the existing city limits line the following courses and distances: Northerly along the Section line common to said Section 29 and 30, Township 3 South, Range 9 East, M.D.B. & M. to a point twenty (20) feet South of the Section corner common to Section 29, 30, 19 and 20, Township 3 South, Range 9 East, M.D.B. & M.; thence Westerly twenty (20) feet to a point on the South line of Coldwell Avenue and the West line of Tully Road, which point is also on the East line of Lot 1 of the Perdue Tract as filed for record on December 29, 1908, in Volume 4 of Maps, page 11, Stanislaus County Records; thence Northerly forty (40) feet to a point on the North line of Coldwell Avenue and the West line of Tully Road; thence Westerly along the North line of Coldwell Avenue to a point on the West boundary of Lot 18 of the Evergreen Acres Tract as filed for Record on September 21, 1912, in Volume 7 of Maps, page 9, Stanislaus County Records, thence Northerly along the West line of Lots 18 and 12 of said Evergreen Acres Tract to a point on the South line of Leonard Avenue, thence Easterly along South line of said Leonard Avenue to a point on the Section line common to Section 19 and 20, Township 3 South, Range 9 East, M.D.B. & M.; thence Northerly along said common Section line to a point ten (10) feet North of the Southwest corner of the North West Quarter of the South West Quarter of said Section 20; thence Easterly along North line of the South ten (10) feet of the North West Quarter of the South West Quarter of said Section 20 to a point on the West Quarter Quarter Section of said Section 20 line in College Avenue; thence Northerly along the Westerly Quarter Quarter Section line of said Section 20 to a point on the Westerly extension of the South line of Carla Avenue as shown on the Maps of the College Manor Tract No. 2 as filed for record on January 9, 1947 in Volume 16 of Maps, page 17, Stanislaus County Records; thence Easterly along said South line of Carla Avenue to the Center line of Mills Avenue, as shown on the Map of said College Manor Tract No. 2; thence Northerly along the center line of Mills Avenue to the North East corner of the College Manor Tract as filed for record on July 13, 1938, in Volume 11 of Maps, Page 45, Stanislaus County Records; thence Northerly along the center line of Mills Avenue as shown on the map of the Chapin Tract as filed for record August 31, 1946, in Volume 14 of Maps, page 43, Stanislaus County Records, to a point on the projected South line of Ulrich Avenue as shown on the Map of said Chapin Tract;

thence Westerly along the South line of said Ulrich Avenue to the Westerly Quarter Quarter Section line of said Section 20 in College Avenue; thence Northerly along said Westerly Quarter Quarter Section line to the point of beginning,

was annexed to the City by Ordinance No. 1008-N.S., dated November 21, 1951, and

WHEREAS, said territory was officially annexed to the City of Modesto on November 26, 1951, and

WHEREAS, said territory is now zoned in accordance with the interim provisions of Section 2 of Ordinance No. 700-N.S., as amended, and

WHEREAS, the existing classification of this area is of an interim nature, effective only until such time as the area is precisely classified and zoned, and

WHEREAS, the Modesto City Planning Commission, by Resolution No. 114, dated October 23, 1953, initiated proceedings for the amending of Ordinance No. 700-N.S. to classify the territory included within the said Northwest Addition, and

WHEREAS, public hearings were held on November 9, 1953 and November 30, 1953 in the Council Chambers of the City Hall, 717 - 10th Street, Modesto, for the purpose of considering the proposed zoning of the Northwest Addition, and

WHEREAS, the City Planning Commission, by Resolution No. 115, dated December 1, 1953, has recommended to the City Council that Ordinance No. 700-N.S., as amended, be further amended to classify the territory in the Northwest Addition in accordance with the recommendations contained in the Planning Commission report, and

WHEREAS, Section 19 (c) of Ordinance No. 700-N.S. required that before acting upon the recommendation or report of the Planning Commission the City Council shall hold at least one public hearing thereon,

NOW, THEREFORE, BE IT RESOLVED that Wednesday, December 16, 1953, at 4:30 P.M. in the Council Chambers of the City Hall, 717 - 10th Street, Modesto, California, is hereby fixed as the time and place for a public hearing on the matter of amending Ordinance No. 700-N.S., as amended, to classify the territory in the Northwest Addition in accordance with the recommendations contained in said Planning Commission report.

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to publish notice of said hearing in The Modesto Tribune, the official newspaper of the City of Modesto, at least five (5) days prior to the date fixed for said hearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of December, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,400-N.S.

A RESOLUTION APPROVING SPECIFICATIONS AND CALLING FOR BIDS ON GASOLINE

---oOo---

BE IT HEREBY RESOLVED that the specifications for the purchase of approximately 25,000 gallons of first grade gasoline (Ethyl) and approximately 40,000 gallons of second grade gasoline (regular) be approved, and

BE IT FURTHER RESOLVED that the calling for bids for the purchase of said materials be authorized. Said bids are to be opened on Monday, December 21, 1953, at 10:00 A.M. in the Council Chambers.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of December, 1953, by Councilman M. 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: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,401-N.S.

A RESOLUTION APPROVING THE FINAL MAP OF LA VILLA SERENA SUBDIVISION OF THE CITY OF MODESTO

---oOo---

WHEREAS, Conow Builders, Inc. is possessed of a tract of land, situated in the City of Modesto, County of Stanislaus consisting of approximately 28 acres of land, known as the La Villa Serena Subdivision, and

WHEREAS, a tentative map of said subdivision was approved by the City Planning Commission on the 6th day of October, 1953, and

WHEREAS, the final map of said subdivision has been approved by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto certified that the final map of said La Villa Serena Subdivision meets all the provisions of the California Subdivision Map Act and the City Subdivision Ordinance and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED that said final map of La Villa Serena Subdivision be approved and the streets and alleys and easements as shown thereon within the boundaries of said subdivision be accepted on behalf of the public for public use and that the City Clerk be and he is hereby authorized to certify the map of said subdivision on behalf of the City of Modesto after the fees in the amount of \$1,903.60, as required by Ordinance No. 1041-N.S. of the City of Modesto, for checking, copies of maps, recording, and parks and playgrounds have been paid and that subdivider has furnished a bond acceptable to the City Attorney.

BE IT FURTHER RESOLVED that the bond in the amount of \$56,000.00 be furnished in connection with the improvement required in said subdivision and that the City Manager be authorized to execute an agreement with subdivider as required by Section 6.5 of Ordinance No. 1041-N.S. of the City of Modesto.

BE IT FURTHER RESOLVED that the approval of said final map shall be subject to the condition that subdivider furnish the city with a deed conveying proper legal title to portion of lot 9 of the Fresno Tract, 20 feet wide, and on the further condition that subdivider construct sidewalks, on one side of the street only, on Briggsmore Avenue, Bowen Avenue, and either Seward Avenue or a combination of Geraldine and Mayola Avenue, as determined by the City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of December, 1953, by Councilman M. 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: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,402-N.S.

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

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WHEREAS, a portion of the McHenry Dry Creek Fire Protection District was annexed to the City of Modesto by Ordinance No. 1098-N.S., dated November 25, 1953, and

WHEREAS, said territory officially became a part of the City on November 27, 1953, and

WHEREAS, the state law provides that whenever any portion of 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 that the following described territory be, and it is hereby declared, withdrawn from the boundaries of the McHenry-Dry Creek Fire Protection District.

All that certain real property situate in the County of Stanislaus, State of California, in Sections 17 and 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and more particularly described as follows:

Beginning at the point of intersection of the South line of Orangeburg Avenue and the West line of McHenry Avenue as shown on the map of the Mensinger Tract Number 4, filed in Volume 14 of Maps at Page 68, Stanislaus County Records, said point being 25 feet at right angles West-erly from the Section line common to Sections 20 and 21; thence North-erly on the West side of McHenry Avenue along a line parallel to and 25 feet at right angles West-erly from said Section line common to Sections 20 and 21 to the South line of the Modesto Irrigation District Lateral Number 3; thence West-erly along said South line of Modesto Irrigation District Lateral Number 3 to the point of intersection with the West line of the Tidewater Southern Railway Company right of way, said point also being the East line of the Cloverfield Tract as filed in Volume 17 of Maps at Page 33 Stanislaus County Records; thence South-erly along said line to the point of intersection with the centerline of the 40 foot road known as Granger Avenue 60 feet to the East line of the Tidewater Southern Railway Company right of way which also is a line parallel to and 30 feet East of the West line of Lots 2 and 19 of Weil Colony, filed in Volume 3 of Maps at Page 37, Stanislaus County Records;

thence Southerly along said East line to the point of intersection with the North line of Orangeburg Avenue; thence Westerly 30 feet along said North line of Orangeburg Avenue; thence Southerly at right angles to Orangeburg Avenue 50 feet to the South line of Orangeburg Avenue said line being also the North line of Block 6007 of the James Tract as filed in Volume 11 of Maps at Page 68, Stanislaus County Records; thence 660.00 feet Easterly along said South line of Orangeburg Avenue to the centerline of Enslin Avenue and the East boundary of said James Tract being also the West boundary of the Monaco Tract as filed in Volume 11 of Maps at Page 67, Stanislaus County Records; thence continuing 660.00 feet Easterly along the South line of Orangeburg Avenue, as shown on said Monaco Tract, to the East boundary of said Monaco Tract being also the West boundary of the Mensinger Tract Number 2 as filed in Volume 11 of Maps at Page 30, Stanislaus County Records, thence continuing 659.59 feet Easterly along the South line of Orangeburg Avenue as shown on said Mensinger Tract Number 2, to the East boundary of said Mensinger Tract Number 4; thence northerly along the Westerly boundary of said Mensinger Tract Number 4, 10 feet to the Southerly line of Orangeburg Avenue as shown on the Mensinger Tract No. 4; thence Easterly along Orangeburg Avenue 635.19 feet to the point of beginning.

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 the 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 2nd day of December, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,403-N.S.

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE EMPIRE COUNTY FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO (LA LOMA-YOSEMITE ADDITION)

---oOo---

WHEREAS, a portion of the Empire County Fire Protection District was annexed to the City of Modesto by Ordinance No. 1099-N.S., dated November 25, 1953, and

WHEREAS, said territory officially became a part of the City on November 27, 1953, and

WHEREAS, the state law provides that whenever any portion of 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 that the following described territory be, and it is hereby declared withdrawn from the boundaries of the Empire County Fire Protection District.

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

Portions of Sections 27, 28, 33 and 34, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

Beginning at a point on the existing City Limits where the East quarter quarter section line of Section 28, Township 3 South, Range 9 East, Mount Diablo Base and Meridian intersects the center line of Beard Brook; thence Easterly along the center line of Beard Brook to its intersection with the East line of the 50 foot road known as Covena Avenue extended Northerly; thence Southerly along the East side of Covena Avenue to the South side of the roadway easement described in the deed to S. G. Darby, et ux, recorded in Stanislaus County April 7, 1945, as Instrument No. 6260; thence Easterly along South side of said easement to its East end which is the Northeast corner of the property described in Instrument No. 18927 of the year 1948; thence Southerly S 9° 31' E to a point which is S 84° 07' W, 178.37 feet from the East line of the West one-half of the Northwest one-quarter of Section 27, Township 3 South, Range 9 East; thence N 84° 07' E, 178.37 feet to a point on said quarter quarter section line; thence Southerly along said East line and its Southerly projection S 0° 41' E, 564.27 feet to the South line of Modesto Irrigation District Lateral No. 2 Right of Way; thence Easterly along said South line to its intersection with the Northerly projection of the West line of Rosina Avenue as shown on Map of Covena Park Tract No. 2 recorded in Volume 14 of Maps at Page 49, Stanislaus County Records; thence Southerly along said projection and said West line of Rosina Avenue to its intersection with the Westerly projection of the North line of Lot 16, Block 2031A of Covena Park Tract No. 2; thence Easterly along said Westerly projection and boundary of Covena Park Tract No. 2 S 89° 49' 30" E, 658.84 feet to the West line of Conejo Avenue as shown on Map of Uccello Tract recorded in Volume 16 of Maps at Page 56, Stanislaus County Records; thence Northerly along the West line of Conejo Avenue as shown on Map of Uccello Tract to its intersection with the Westerly projection of the Northerly boundary of Uccello Tract; thence Easterly along said Westerly projection and said Northerly boundary to its intersection with the West line of Ellis Tract as shown in Volume 14 of Maps at Page 51, Stanislaus County Records; thence Northerly along the West line of said Ellis Tract to the South line of Modesto Irrigation District Lateral No. 2; thence Easterly along the South line of Modesto Irrigation District Lateral No. 2 to the Northeast corner of Ellis Tract; thence Southerly along the East boundary of Ellis Tract to the Southeast corner of Ellis Tract; thence Easterly and Northerly along the boundaries of Alta Vista Tract as shown in Volume 14 of Maps at Page 75, Stanislaus County Records, to the South side of Modesto Irrigation District Lateral No. 2; thence Easterly along the South side of Modesto Irrigation District Lateral No. 2 to its intersection with the Northern projection of the East line of the alley in Block 2258 as shown on Map of Alta Vista Tract No. 2 in Volume 16 of Maps at Page 43, Stanislaus County Records; thence Southerly along said projection and along the East line of Alley in Block 2258, 2260 and 2262 of Alta Vista Tract No. 2 to the North line of Miller Avenue; thence Easterly along the North side of Miller Avenue to the West side of El Vista Avenue; thence Southerly along the West side of El Vista Avenue to the Northeast corner of Lot 18 Block 2263; thence Westerly along the south line of the alleys in Blocks 2263 and 2224 to the East line of Phoenix Avenue; thence Northerly along the East line of Phoenix Avenue to the South line of Miller Avenue; thence Westerly along the South line of Miller Avenue to the Northwest corner of Lot 9, Block 2196 of Alta Vista Tract; thence Southerly along the East line of the alley in Block 2196 of Alta Vista Tract to the Northwest corner of Lot 15, Block 2196; thence Easterly along the North line of Lot 15 to the Northeast corner of Lot 15, Block 2196; thence Southerly along the West line of Phoenix Avenue to the intersection with the Westerly projection of the North line of the alley in Block 2223; thence Easterly along said Westerly projection and along the Northerly line of alleys in Block 2223 and 2264 to the West line of El Vista Avenue; thence Southerly along the West line of El Vista Avenue and the Southerly extension thereof to the North line of the Modesto and Empire Traction Company Railroad Right of Way; thence Westerly along said North line of the Modesto and Empire Traction Company Railroad Right of Way to the Southeast corner of Lot 9, Block 1 of Del Este Subdivision as shown in Volume 8 of Maps at Page 12, Stanislaus County Records; thence Northerly along the West line of alley in Block 1 of said subdivision to the Southeast corner of Lot 15, Block 1; thence Westerly along lot lines which are parallel to and 110 feet South of Yosemite Boulevard to the West line of a 60 foot street known as Santa Rosa Avenue; thence Southerly along the West line of Santa Rosa Avenue to the North line of Gilmore Avenue; thence S 89° 49' 30" W along the North line of Gilmore Avenue 169.05 feet; thence leaving said Gilmore Avenue on a curve to the left having a radius of 283.41 feet, an arc distance of 292.31 feet and a long chord whose bearing is N 78° 07' 39" W and length is 279.52 feet; thence S 72° 19' 30" W, 164.87 feet to the East line of Yosemite Boulevard; thence Westerly along the South line of Yosemite Boulevard to the center line of Beard Brook; thence Northerly and Easterly along the existing City Limits to the point of beginning.

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 the 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 2nd day of December, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,404-N.S.

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE MC HENRY-DRY CREEK FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO (BRIGGS-WHITMORE ADDITION)

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WHEREAS, a portion of the McHenry-Dry Creek Fire Protection District was annexed to the City of Modesto by Ordinance No. 1093-N.S., dated September 16, 1953, and

WHEREAS, said territory became a part of the City on September 21, 1953, and

WHEREAS, the state law provides that whenever any portion of 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 that the following described territory be, and it is hereby declared withdrawn from the boundaries of the McHenry-Dry Creek Fire Protection District.

That portion of the Fresno Tract as per Map filed March 14, 1903, in Volume 1 of Maps, page 76, Stanislaus County Records, described as:

Beginning at a point on the North line of Lot 12 in said Fresno Tract, said point being 60 feet West of the Northeast corner of said Lot 12 and being the intersection of the centerline of 40 foot Bowen Avenue with the West line of 60 foot Tidewater Southern Railroad right of way, running thence South $0^{\circ} 48'$ East along the West line of said railroad right of way a distance of 1639.77 feet more or less to the Northeast corner of the Cloverfield Tract, as per Map filed May 13, 1952, in Vol. 17 of Maps, page 33 and being also on the Southerly boundary line of Modesto Irrigation District, Lateral No. 3; running thence North $89^{\circ} 27'$ East along the Southern boundary line of said Lateral No. 3, a distance of 924 feet more or less to a point that bears 204 feet East, measured at right angles from the West line of Lot 7 in the said Fresno Tract; thence North parallel to and distant 204 feet East of the West line of Lots 7 and 8 of the said Fresno Tract a distance of 1616.48 feet more or less to the North

line of said Lot 8 and being in the center line of said Bowen Avenue as herein and before referred to; thence North 88° 53' West along the North line of said Lots 8 and 9 of the Fresno Tract and being along the centerline of said Bowen Avenue, a distance of 924 feet more or less to the point of beginning.

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 the 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 2nd day of December, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,405-N.S.

A RESOLUTION DESIGNATING A PORTION OF "G" STREET AS AN ARTERIAL STREET AND AUTHORIZING THE INSTALLATION OF STOP SIGNS

---oOo---

WHEREAS, the City Council of the City of Modesto, after due investigation and deliberation, is of the opinion that "G" Street, from its intersection with Tenth Street through its intersection with Thirteenth Street, should be designated as an arterial street,

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

SECTION 1. That "G" Street, from its intersection with Tenth Street through its intersection with Thirteenth Street, is hereby designated as an arterial street.

SECTION 2. The Department of Public Works is hereby authorized and directed to install stop signs where required to effect the purposes of this resolution on all streets entering or crossing said portion of "G" Street.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 2nd day of December, 1953, by Councilman Merrill, 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: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks
Noes: Councilmen: None
Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,406-N.S.

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1700 FOR REPAIR OF AUTOMOTIVE EQUIPMENT

---oOo---

BE IT HEREBY RESOLVED that appropriation transfer of \$1700.00 be authorized from the General Reserve to the Park (Street) budget for the repair and maintenance of automotive equipment (major repair on TD14 Tractor).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of December, 1953, by Councilman R. Adams, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,407-N.S.

A RESOLUTION ACCEPTING BID ON CONSTRUCTION OF SANITARY SEWER LINE TO SERVE BLOCKS 6000, 6057 and 6058 (NORTH CENTRAL ADDITION) FROM ANDREW P. RASMUSSEN 6001,

---oOo---

WHEREAS, Resolution No. 10,393-N.S. adopted by the Council of the City of Modesto on November 25, 1953, approved the plans and specifications for the construction of the sanitary sewer line to serve Blocks 6000, 6001, 6057 and 6058 (North Central Addition) and authorizing the calling for bids, and

WHEREAS the four bids received for the said construction were opened at 2:00 P. M. December 8, in the office of the Director of Public Works, 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 bid of \$3,859.00, submitted by Andrew P. Rasmussen, be accepted as it was the lowest bid,

NOW THEREFORE BE IT RESOLVED that the bid of Andrew P. Rasmussen, for the construction of the sanitary sewer line to serve said blocks, be and it is hereby accepted and the execution of a contract for the completion of the construction be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of December, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,408-N.S.

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE WEST DOWNEY ADDITION TO THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR HEARING OBJECTIONS TO THE PROPOSED ANNEXATION

---oOo---

WHEREAS, a petition for annexation to the City of Modesto was filed by Charles T. Chadwick and Martin Wilkinson, Charlie Carabajal and Marian Carabajal, on October 14, 1953, to annex to the City of Modesto, under the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, the area or territory hereby designated as the West Downey Addition, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

Portion of East half of the Southeast quarter of Section 21, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, also described as a portion of Lots 5 and 10 of Rice Colony, as shown in Volume 1 of Maps at Page 54, Stanislaus County Records, which includes the Wilkinson Tract, as shown in Volume 17 of Maps at Page 64, Stanislaus County Records, more particularly described as follows:

Beginning at a point on the existing City Limits where the easterly extension of the south line of Fairmont Avenue intersects the centerline of Coffee Road, said point being on the east line of Section 21; thence southerly along the existing City Limits, said Limits being the centerline of Coffee Road, S 0° 27' E, 639.84 Feet; thence leaving the existing City Limits, N 89° 40' W, 659.48 feet along the south line of said Wilkinson Tract; thence N 0° 27' 30" W, 640.04 feet along the West line of Lot 5, Rice Colony, and its northerly extension, to the south line of Fairmont Avenue; thence along the south line of Fairmont Avenue and the easterly extension thereof, S 89° 40' E, 659.52 feet, to the point of beginning.

and

WHEREAS, it appears to the Council of the said City and the Council after hearing evidence finds that said petition is in proper form and that the real property described therein and hereinabove described is contiguous to the City of Modesto and that said petition is signed by the owners of not less than one-fourth of the land in the territory by area, and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, being the County in which the territory is situated, and that less than twelve registered voters reside within said territory, and that said territory is uninhabited territory within the meaning of Annexation of Uninhabited Territory Act of 1939.

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

SECTION 1. NOTICE IS HEREBY GIVEN that the 20th day of January, 1954, at the hour of 4:30 o'clock P. M. of said day, in the Council Chambers of the City Hall, located at 717 Tenth 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. At any time before the hour set for hearing objections, any owner of property within the territory may file written protests against the annexation, which protest shall state the name of the owner of the property effected and the description and area of the property in general terms.

SECTION 2. 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.

SECTION 3. 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.

The foregoing resolution was introduced at a regular meeting held on the 9th day of December, 1953, by Councilman R. Adams, who moved its adoption, which motion being duly

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

Ayes: Councilmen: M. Adams, R. Adams, Annan, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,409-N.S.

A RESOLUTION ACCEPTING THE BID OF THE WESTERN TRACTION COMPANY FOR MOTORIZED STREET SWEEPER

---oOo---

WHEREAS, Resolution No. 10,389-N.S. adopted by the Council of the City of Modesto on November 18, 1953, approved the specifications for the purchase of motorized street sweeper, and authorized the calling for bids, and

WHEREAS, the four bids received for the said equipment were opened at 10:00 A.M., December 1 in the office of the City Clerk's and later tabulated by the Department of Public Works for the consideration of the Council, and

WHEREAS the Director of Public Works had recommended that the bid of \$7,700 of the Western Traction Company for a Wayne Sweeper, without power steering alternate, including trade-in allowance on 1936 Elgin Sweeper, be accepted, as it was the lowest bid received.

NOW THEREFORE BE IT RESOLVED that the bid of said Western Traction Company of \$7,700.00 be and it is hereby accepted and the execution of a contract for the purchase of said equipment is hereby authorized by the authorized city officials.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto, held on the 9th day of December, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,410-N.S.

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

---oOo---

WHEREAS, a special election was held on the 1st day of December, 1953, in the Fremont Addition, near the City of Modesto, County of Stanislaus, State of California, and contiguous to the City limits of said City, and which territory is particularly described as follows, to-wit:

All that certain real property situate in the County of Stanislaus State of California, being a portion of the Southwest quarter of Section 17 and a portion of the Northwest quarter of the Northwest quarter of the Northwest quarter of Section 20, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, particularly described as follows:

Beginning at a point on the corporate limits of the City of Modesto, said point being on the center line of Orangeburg Avenue and 20 feet east of the Section line common to Sections

19 and 20; thence Northerly along a line 20 feet at right angles East of and parallel to said section line common to Sections 19 and 20, on the east side of Tully Avenue to its intersection with the North line of the Modesto Irrigation District Lateral No. 3 and the South line of Briggsmore Avenue as shown on the Map of the Woodman Tract as filed in Volume 16 of Maps at Page 6, Stanislaus County Records; thence easterly along said North line of Modesto Irrigation District Lateral No. 3 to its intersection with the West line of Lot 16 of the Fresno Tract as shown on the Map filed in Volume 1 of Maps at Page 76, Stanislaus County Records; thence Northerly along said West line of Lot 16 to the North line of the 40 foot road known as Briggsmore Avenue; thence Easterly along the North line of Briggsmore Avenue to its intersection with the West line of Lot 12 of the Fresno Tract; thence Southerly along the West line of Lot 12 and the West line of Lot 11 of said Fresno Tract, the west line of Lot 11 also being the West line of the Cloverfield Tract as filed in Volume 17 of Maps at Page 33, Stanislaus County Records, to a point on the South line of a 40 foot road known as Granger Avenue and the existing corporate limits of the City of Modesto, said point being on the North line of Roosevelt Center, as filed in Volume 17 of Maps, at Page 12, Stanislaus County Records; thence Westerly along said City limits to the center line of College Avenue and the west line of said Roosevelt Center; thence southerly along the City limits on said center line of College Avenue to the center line of Orangeburg Avenue; thence continuing on the City limits westerly along said center line of Orangeburg Avenue to the point of beginning.

WHEREAS, the said City Council of the city of Modesto finds after due examination that due notice of said election was published in the Turlock Daily Journal, a newspaper of general circulation printed and published outside the City of Modesto, but in Stanislaus County, California, which said notice appeared in said newspaper on November 7th, 14th, 21st and 28th, all in the year 1953, and that prior to said publication in said newspaper a date was set giving ^{due} notice that owners of property in said Fremont Addition could appear before said City Council on the 28th day of October, 1953, to protest holding of said election; and it further appearing to the said Council and the said Council so finds that all other requirements of the Annexation Act of 1913 and all other requirements of the Election Laws of the State of California have been duly and regularly followed and that all of the procedures adopted and employed in the annexation proceedings and in the holding of said election are proper and legal; and

WHEREAS, the City Council of the City of Modesto is now sitting as a Canvassing Board to canvass the results of said election and has received all of the returns of said election and finds that the same are now in proper form, and have opened and canvassed the same and ascertained the result of said election as hereinafter stated, and

WHEREAS, after the holding of said election, the election officers thereof delivered to and deposited with the Clerk of this Council the ballots, tally sheets, and returns of said election, and it appearing and the Council so finding that the proposition submitted at said election was whether or not such territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of said election,

NOW, THEREFORE, BE IT RESOLVED, CERTIFIED, AND DECLARED BY THE COUNCIL OF THE CITY OF MODESTO that the said Special Election held in said territory to determine whether or not said territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of said election was regularly

called, held, and conducted as required by law; that the proper and complete returns thereof have been made and received by said Council; that the same have been properly canvassed; that from the returns so canvassed as aforesaid it appears and the Council so finds that at said special election the total number of votes cast at the polls was and is two hundred eighty-five (285); that the number of votes cast at said polls in favor of annexation was and is one hundred eighty-two (182); that the number of votes cast at said polls opposed to annexation of said territory was and is one hundred three (103).

Said City Council, sitting as a canvassing board further finds that there were cast at said election a number of absentee ballots or votes; that the total number of absentee votes so cast was and is two (2); that the number of said absentee ballots or votes cast in favor said annexation was and is two, that the total number of absentee ballots or votes opposed to said annexation was and is none, that the total number of votes, both absentee and those votes cast at the polls at said election was and is two hundred eighty-seven (287); that the total number of votes; both absentee and those cast at the polls in favor of the annexation of said territory to the City of Modesto was and is one hundred eighty-four(184), that the total number of votes both those cast at the polls and absentee opposed to said annexation was and is one hundred three (103).

That said City Council sitting as such Canvassing Board further finds that the measure, to-wit, "Shall the Fremont Addition Be Annexed to, Incorporated in, and Made a Part of the City of Modesto, and the Property Therein Be Subjected to Taxation Equally with the Property within the City of Modesto to Pay the Bonded Indebtedness of the City of Modesto Outstanding or Authorized at the Date of the Election Held to Determine whether or not said Property Shall Be Annexed to the City?" received a majority of the votes cast for annexation and that therefore said measure carried.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of December, 1953, by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,411-N.S.

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO. (ASHFORD ADDITION)

---oOo---

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 recommendations.

The territory herein referred to is situated in the County of Stanislaus, State of California, more particularly described as follows:

The Southwest Quarter of the Northwest Quarter of Section 17, Township 3 South, Range 9 East, M.D.B. & M.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of December, 1953, by Councilman M. Adams, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,412-N.S.

A RESOLUTION ESTABLISHING STOP SIGNS ON CERTAIN STREETS IN THE CITY OF MODESTO

---oOo---

WHEREAS, under and by virtue of provisions of Ordinance No. 558-N.S. of the City of Modesto; the City Council of said City has the power when and if the general welfare and safety of the citizens of the City of Modesto so require it, to erect boulevard stop signs at or adjacent to any intersection within the City of Modesto, and

WHEREAS, it appears to said City Council that the general welfare of the citizens of Modesto require that boulevard stop signs be erected and maintained at intersections herein designated and that at said intersections all of the provisions of Ordinance No. 558-N.S. of City of Modesto entitled: "AN ORDINANCE AMENDING SECTION 23 OF ORDINANCE NO. 345-N.S. OF THE CITY OF MODESTO AS HEREAFTER AMENDED," shall be enforced and said stop signs shall be erected prohibiting drivers of vehicles from passing said boulevard stop signs without first stopping vehicles so operated by said operator.

NOW THEREFORE BE IT RESOLVED and ordered by said City Council that at the places hereinafter designated, the City Engineer shall erect or cause to be erected and maintained, boulevard stop signs and that said Ordinance No. 558-N.S. heretofore referred to shall be enforced at said intersections:

On the Southeast corner of Nineteenth Street and Downey Avenue for traffic entering Downey Avenue.

BE IT FURTHER RESOLVED that Resolution No. 8577-N.S. be, and it is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of December, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,413-N.S.

A RESOLUTION AUTHORIZING PAYMENT TO ELECTION OFFICIALS AND RENTAL OF POLLING PLACE FOR FREMONT ANNEXATION ELECTION

---oOo---

BE IT HEREBY RESOLVED that payment of \$8.00 to each election official serving at the special election held on December 1, 1953 for the annexation of the Fremont Addition to the City of Modesto be authorized, and

BE IT FURTHER RESOLVED that the payment of rental fee of \$5.00 for rental of polling place be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of December, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman Merrill, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,414-N.S.

A RESOLUTION APPROVING AGREEMENT WITH THE BARIUM PRODUCTS COMPANY FOR SEWER SERVICE

---oOo---

BE IT HEREBY RESOLVED that the agreement, dated December 9, 1953 between the City of Modesto and Barium Products Inc. for serving sewer service to the company's plant outside the city limits be and it is hereby approved and the execution of said agreement by authorized city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of December, 1953 by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,415-N.S.

A RESOLUTION APPROVING THE EXECUTION OF AGREEMENT BETWEEN THE CITY OF MODESTO AND THE MODESTO IRRIGATION DISTRICT

---oOo---

BE IT HEREBY RESOLVED that the agreement dated November 30, 1953 between the City of Modesto and the Modesto Irrigation District relative to the right of laying down, inspecting, maintaining and using for conveying water an underground main or pipe line, and suitable service pipes and connections, together with the right of ingress thereto and egress therefrom, in, on and across that portion of Lateral No. 4 of the Modesto Irrigation District as described in said agreement (Briggsmore Avenue,) be and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the authorized officials of the City of Modesto be approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 9th day of December, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,416-N.S.

A RESOLUTION AUTHORIZING RELEASE OF SUBDIVISION BOND FILED BY C. E. HARDIN, SUBDIVIDER OF THE HARDIN TRACT

---oOo---

BE IT HEREBY RESOLVED that the subdivision bond filed by C. E. Hardin, subdivider of the Hardin Tract, to guarantee the improvements in the Hardin Subdivision be and it is hereby released since the improvements have been completed to the satisfaction of 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 9th day of December, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,417-N.S.

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE TIDEWATER SOUTHERN RAILWAY COMPANY

---oOo---

BE IT HEREBY RESOLVED that the license agreement dated December 9, 1953, between the City of Modesto and the Tidewater Southern Railway Company to construct, install, maintain and operate a 10" transite pipe with an 18" 16-gage corrugated metal casing across and under the property, right of way and track or tracks of the Licensor, at or near Modesto, CPUC Crossing 75-26.8, Briggsmore Avenue, County of Stanislaus, State of California, said structure to be located within the boundaries of Licensor's property, be approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the authorized officials of the City of Modesto, be approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 9th day of December, 1953, by Councilman M. Adams, who moved its adoption, which motion duly seconded by Councilman Annan, was upon roll call carried by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, ^{Annan,} Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Arata and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,418-N.S.

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION OF THE ASHFORD ADDITION TO THE CITY OF MODESTO AND FIXING THE TIME AND PLACE FOR HEARING OBJECTIONS TO THE PROPOSED ANNEXATION

---oOo---

WHEREAS, a petition for annexation to the City of Modesto was filed by C. Boyce Ashford and Mrs. Frances Ashford on November 9, 1953, to annex to the City of Modesto, under the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, the area or territory hereby designated as the Ashford Addition, situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, described as follows:

The Southeast Quarter of the Northwest Quarter of Section 17, Township 3 South, Range 9 East, Mount Diablo Base and Meridian,

and

WHEREAS, it appears to the Council of the said City and the Council after hearing evidence finds that said petition is in proper form and that the real property described therein and hereinabove described is contiguous to the City of Modesto and that said petition is signed by the owners of not less than one-fourth of the land in the territory by area, and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, being the County in which the territory is situated, and that less than twelve registered voters reside within said territory, and that said territory is uninhabited territory within the meaning of Annexation of Uninhabited Territory Act of 1939,

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

SECTION 1. NOTICE IS HEREBY GIVEN that the 27th day of January, 1954, at the hour of 8:00 o'clock P.M. of said day, in the Council Chambers of the City Hall, located at 717 Tenth 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. At any time before the hour set for hearing objections, any owner of property within the territory may file written protests against the annexation, which protest shall state the name of the owner of the property effected and the description and area of the property in general terms.

SECTION 2. 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 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.

SECTION 3. 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.

SECTION 4. The area hereinabove described shall become a part of the Modesto City School District of Stanislaus County if and when the said territory is annexed to the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of December, 1953, by Councilman Annan, 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: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,419-N.S.

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO. (MC HENRY VILLAGE ADDITION)

---oOo---

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 is more particularly described as follows:

All the portions of Sections 16, 17, 20 and 21, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at the intersection of the south line of the Modesto Irrigation District Lateral No. 3 and the west line of the 50 foot street known as McHenry Avenue, said point being a corner of the existing City Limits; thence easterly along the south

right of way line of the Modesto Irrigation District Lateral No. 3 North 89° 36' East 587.24 Feet; thence continuing along said right of way line along a curve to the right having a radius of 183.48 feet, central angle of 19° 50' a distance of 63.51 feet; thence continuing along said right of way line south 70° 34' East 802.60 feet, thence South 0° 51' 30" East 637.37 feet; thence North 89° 39' West 150.00 feet; thence South 0° 51' 30" East along the quarter, quarter section line of said Section 16 a distance of 130.00 feet to the North line of the 40 foot road known as Granger Avenue; thence North 89° 39' West along the North line of Granger Avenue 663.12 feet; thence North 0° 48' West 112.00 Feet; thence North 89° 39' West 360.50 feet; thence South 0° 48' East 112.00 feet; thence North 89° 39' West along the North line of Granger Avenue 49.50 feet; thence Southerly parallel to McHenry Avenue 200 feet; thence Easterly parallel to Granger Avenue 456.44 feet to a point on the East line of Lot 5, Coolidge Colony, recorded in Volume 5 of Maps at Page 17, Stanislaus County Records; thence Southerly along the East line of Lot 5 a distance of 150.00 feet to the Southeast corner of Lot 5; thence Westerly along the South line of Lot 5 a distance of 132.00 feet; thence Southerly parallel to McHenry Avenue 310.00 feet to the North line of the 40 foot road known as Coolidge Avenue; thence Westerly along said North line 213.6 feet; thence northerly parallel to McHenry Avenue 160.00 feet; thence Westerly parallel to Granger Avenue 340.4 feet to the West line of McHenry Avenue, a point on the present City Limits; thence Northerly along the present City Limits to the point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of December, 1953, by Councilman Merrill, 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: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,420-N.S.

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO. (BRIGGSMORE ADDITION)

---oOo---

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:

Commencing at the intersection of the south line of the Modesto Irrigation District Lateral No. 3 and the west line of the 50-foot street known as McHenry Avenue, said point being a corner of the existing City Limits; thence westerly along the south line of the Modesto Irrigation District Lateral No. 3 to its intersection with the southerly extension of the easterly line of the Briggsmore Tract, recorded in Volume 17 of Maps at Page 43, Stanislaus County Records; said intersection is the point of beginning

of this description; thence northerly along said southerly extension and the east line of the Briggsmore Tract, said east line also being the east line of Lot 5 of the Fresno Tract, recorded in Volume 1 of Maps at Page 76, Stanislaus County Records, to a point which is 30 feet southerly from the northeast corner of Lot 5, Fresno Tract; thence westerly along the south line of Bowen Avenue as shown on Map of Briggsmore Tract to the west line of Briggsmore Tract; thence southerly along the west line of Briggsmore Tract and its southerly extension to the south line of Modesto Irrigation District Lateral No.3; thence easterly along said south line of Modesto Irrigation District Lateral No. 3 to the point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of December, 1953, by Councilman M. 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: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,421-N.S.

A RESOLUTION PROHIBITING PARKING IN SPECIFIED PLACES ON "G" STREET, ELEVENTH STREET AND TWELFTH STREET IN THE CITY OF MODESTO

---oOo---

WHEREAS, Section 32 of Ordinance No. 345-N.S. of the City of Modesto, as amended, authorizes the City Council, by resolution, to fix the time for which motor vehicles may be parked upon the streets of the City,

NOW, THEREFORE, BE IT RESOLVED that it shall be unlawful for the operator of a vehicle to stop or park such vehicle in the following places in the City of Modesto:

- (1) On the South side of "G" Street from the West property line of Eleventh Street West twenty-four (24') feet;
- (2) On the South side of "G" Street from the East property line of Eleventh Street East twenty-four (24') feet;
- (3) On the West side of Eleventh Street from the South property line of "G" Street South nineteen (19') feet six (6") inches;
- (4) On the East side of Eleventh Street from the South property line of "G" Street South fifteen (15') feet six (6") inches;
- (5) On the North side of "G" Street from the West property line of Twelfth Street West twenty-eight (28') feet eight (8") inches;
- (6) On the South side of "G" Street from the West property line of Twelfth Street West twenty-four (24') feet;
- (7) On both sides of "G" Street from the East property line of Twelfth Street East twenty-four (24') feet;
- (8) On the West side of Twelfth Street from the North property line of "G" Street North twenty-four (24') feet;
- (9) On both sides of Twelfth Street from the South property line of "G" Street South twenty-four (24') feet;

BE IT FURTHER RESOLVED that the Director of Public Works be, and he is hereby directed to cause the above described location to be marked in accordance with the provisions of this resolution.

BE IT FURTHER RESOLVED that all resolutions or parts of resolutions in conflict herewith are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of December, 1953, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:
 Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks
 Noes: Councilmen: None
 Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,422-N.S.

A RESOLUTION APPROVING LEASE WITH ELVIN YORK FOR RENTAL OF PERCOLATION BED AT SEWER PLANT

---oOo---

BE IT HEREBY RESOLVED that the lease between the City of Modesto and Elvin York for the rental of the percolation bed at the sewer plant for the period December 1, 1953 and ending July 20, 1954, for the purpose of raising crops be and it is hereby approved, and

BE IT HEREBY RESOLVED that the authorized city officials be directed to execute said lease.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of December, 1953, by Councilman Annan, who moved its adoption, which motion being duly seconded by Councilman R. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks

Noes; Councilmen: None

Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,423-N.S.

A RESOLUTION REQUESTING THE BOARD OF SUPERVISORS OF STANISLAUS COUNTY TO CANCEL TAXES ON PROPERTY OWNED BY THE CITY OF MODESTO

---oOo---

BE IT HEREBY RESOLVED that the Board of Supervisors of Stanislaus County be requested to cancell the 1953-54 county taxes on the following city-owned property which was recently annexed to the City of Modesto:

<u>Tax Bill No.</u>	<u>Description of Property</u>	<u>Amount</u>
30023	80/8 29196 BK/1 MENSINGER TR 1 BLK 743 LOT 16 WLY 50 FT OF THE SLY 75 FT.	\$ 9.60
30024	80/8 29197 F/27 NORTH CENTRAL TR LOT 36 S 70 FT OF W 135 FT.	16.00
28250	80/5 48931 F/25 WEIL COL LOT 18 CTG 4.85 AC. LESS .45 AC.	132.60
28166	80/5 27520 F/25 WEIL COL LOT 17 CTG 5 AC.	86.40

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of December, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,424-N.S.

A RESOLUTION ACCEPTING DEED OF EASEMENT FROM VACHEL E. BARTON AND MILDRED E. BARTON

---oOo---

BE IT HEREBY RESOLVED that the deed of easement from Vachel E. Barton and Mildred E. Barton, husband and wife, dated December 14, 1953, to the City of Modesto for the right of way to maintain sewer lines in Block 240 of Barton Oaks Subdivision, be, and it is hereby approved.

BE IT FURTHER RESOLVED that the recording of said deed of easement with the Recorder of Stanislaus County be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of December, 1953, by Councilman R. 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: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,425-N.S.

A RESOLUTION APPROVING AGREEMENT WITH STANISLAUS COUNTY ON LAND USE SURVEY

---oOo---

BE IT HEREBY RESOLVED that the agreement dated December 16, 1953, between the City of Modesto, a Municipal Corporation, and the County of Stanislaus, a political subdivision of the State of California, for the preparation and financing of an urban land use survey, be and it is hereby approved, and

BE IT HEREBY RESOLVED that the execution of said agreement by the authorized officials of the City of Modesto be and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of December, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, R. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,426-N.S.

A RESOLUTION ACCPETING THE BID OF THE SEASIDE OIL COMPANY

---oOo---

WHEREAS Resolution No. 10,400-N.S., adopted by the Council of the City of Modesto on December 2, 1953, approved the specifications for the city's requirements for gasoline during the period from January 16, 1954 to January 16, 1955, and

WHEREAS the six bids received for the furnishing of gasoline during aforesaid period, were opened at 10:00 A.M., December 2, 1953 in the office of the City Clerk and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS the Director of Public Works has recommended that the bid of the Seaside Oil Company be accepted as it was the lowest bid submitted.

NOW THEREFORE BE IT RESOLVED that the bid of Seaside Oil Company for the furnishing of gasoline for the period January 16, 1954 to January 16, 1955 be accepted as it was the lowest bid received and the execution of a contract, for delivery of said gasoline, by authorized officials, 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 23rd day of December, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: R. Adams, Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,427-N.S.

A RESOLUTION ACCEPTING TRAFFIC ISLANDS AT NINETEENTH STREET AND DOWNEY AVENUE FROM STANDARD MATERIALS, INC.

---oOo---

WHEREAS a report has been filed by the Director of Public Works that the construction of traffic islands at Nineteenth Street and Downey Avenue has been completed by contractor, Standard Materials Inc., in accordance with contract agreement dated November 23, 1953, and that progress payment of \$1,833.75 is due and payable.

NOW THEREFORE BE IT RESOLVED that the traffic islands at above described location be and they are hereby accepted from the contractor, Standard Materials Inc., that "Notice of Completion" be recorded with the County Recorder of Stanislaus County and that progress payment of \$1,833.75 be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of December, 1953 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman M. Adams, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: M. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: R. Adams and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,428-N.S.

A RESOLUTION ACCEPTING SANITARY TRUNK SEWER ON ROSEBURG AVENUE BETWEEN TULLY AND McHENRY AVENUES FROM CONTRACTOR, STOLTE INC.

---oOo---

WHEREAS a report has been filed by the Director of Public Works that the construction of the sanitary trunk sewer on Roseburg Avenue, between Tully and McHenry Avenues has been completed by Stolte Inc., in accordance with contract agreement dated August 11, 1953 and that progress payment of \$5,036.71 is now due and payable.

NOW THEREFORE BE IT RESOLVED that the construction of the sanitary trunk sewer be accepted from Stolte Inc., that "Notice of Completion" be filed with the Recorder of Stanislaus County, and that progress payment of \$5,036.71 be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of December, 1953, by Councilman M. 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: M. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: R. Adams, Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,429-N.S.

A RESOLUTION ACCEPTING CONSTRUCTION OF SANITARY TRUNK SEWER ON ORANGEBURG AVENUE BETWEEN TULLY AND BRIGGSMORE AVENUES

---oOo---

WHEREAS a report has been filed by the Director of Public Works that the construction of the sanitary trunk sewer on Orangeburg Avenue, between Tully and Briggsmore Avenues, has been completed by the contractor Stolte Inc., in accordance with contract agreement dated July 15, 1953, and that progress payment of \$16,822.38 is due and payable.

NOW THEREFORE BE IT RESOLVED that the project as completed by said Stolte Inc. be and it is hereby accepted, that "Notice of Completion" be filed with the Recorder of Stanislaus County, and that progress payment of \$16,822.38, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of December, 1953 by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: R. Adams and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK

RESOLUTION NO. 10,430-N.S.

A RESOLUTION DESIGNATING THE NUMBERING SYSTEM TO BE USED FOR NUMBERING THE OFFICIAL RESOLUTIONS ADOPTED BY THE COUNCIL OF THE CITY OF MODESTO

---oOo---

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

SECTION 1. Effective January 1, 1954, the following revised system shall be inaugurated for the purpose of numbering the official resolutions adopted by the Council of the City of Modesto:

(a) Each resolution adopted during each forthcoming calendar year shall bear a prefix number consisting of the last two digits of the calendar year. (Resolution No. 54-__)

(b) Each resolution adopted during each forthcoming calendar year shall bear a suffix number commencing with the number one, and continuing numerically throughout the year. (Resolution No. 54-1)

SECTION 2. The City Clerk is hereby directed to execute and to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of December, 1953, by Councilman Merrill, who moved its adoption, which motion being duly seconded by Councilman Annan, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: M. Adams, Annan, Arata, Merrill and Mayor Marks

Noes: Councilmen: None

Absent: Councilmen: R. Adams and Mellis

ATTEST: REX E. GAILFUS, CITY CLERK
