

**MODESTO CITY COUNCIL
RESOLUTION NO. 2018-55**

RESOLUTION OF THE CITY OF MODESTO REQUESTING THE SERVICES OF THE REGISTRAR OF VOTERS, ELECTIONS DIVISION OF THE COUNTY OF STANISLAUS FOR THE NOVEMBER 6, 2018 ELECTION ON BEHALF OF THE CITY OF MODESTO AND THE MODESTO CITY SCHOOLS BOARD OF EDUCATION

WHEREAS, pursuant to Resolution 2017-527, the City Council directed Staff to prepare a ballot measure for the City of Modesto to hold an election on November 6, 2018 for the purpose of changing election years from odd years to even years beginning in the year 2020; and

WHEREAS, the City of Modesto will hold an election on November 6, 2018 for the purpose of changing Modesto City Schools Board of Education election years from odd years to even years beginning in the year 2020; and

WHEREAS, the City of Modesto respectively requests that the Stanislaus County Registrar of Voters, Elections Division, furnish all other services, facilities, supplies, equipment, etc. necessary for the election; and

WHEREAS, the City of Modesto City Clerk's Office will be responsible for issuing/collecting election information, publishing the Notice of Election; and

WHEREAS, the City of Modesto will reimburse the County of Stanislaus for all actual costs for services performed to conduct the municipal election on behalf of the City.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby formally requests from the Board of Supervisors of Stanislaus County, California, requesting the services of the Registrar of Voters, Elections Division of the

County of Stanislaus to conduct the election on behalf of the City of Modesto and Modesto City Schools Board of Education.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of February, 2018, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2018-56**

RESOLUTION APPROVING THE PURCHASE OF 35 ETHERNET SWITCHES AND A RACK MOUNTED MASTER ETHERNET SWITCH FROM GDI COMMUNICATIONS, LLC, VERDI, NV, IN THE AMOUNT OF \$55,626 TO IMPROVE TRAFFIC SIGNAL COMMUNICATIONS AND AUTHORIZING THE PURCHASING MANAGER, OR HER DESIGNEE, TO ISSUE THE PURCHASE ORDER

WHEREAS, on July 5, 2017, by Resolution 2017- 269, Council approved Measure L projects which included the purchase 35 ethernet switches and a rack mounted master ethernet, and

WHEREAS, purchase of this equipment is the first step in making our traffic signal network ready for future traffic adaptive traffic signal system, and

WHEREAS, the Purchasing Division secured bids for the purchase of ethernet switches for communication to the new controllers, and

WHEREAS, City staff has reviewed the bids and GDI Communications, LLC was the lowest responsive and responsible bidder, and

WHEREAS, the Public Works Director and the Interim City Manager have recommended that the bid of \$55,627 received from GDI Communications, LLC be accepted and the purchase be awarded to GDI Communications, LLC, NV, and

WHEREAS, on January 10, 2018, this item was presented to the Economic Development Committee, who recommended approval by the City Council.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the purchase 35 ethernet switches and a rack mounted master ethernet for traffic signals from GDI Communications, LLC.

BE IT FURTHER RESOLVED that the Purchasing Manager, or her designee, is hereby authorized to issue the purchase order.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of February, 2018, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By:


ADAM U. LINDGREN, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2018-57**

RESOLUTION APPROVING A SOLE SOURCE PURCHASE OF 2070 LX TRAFFIC SIGNAL CONTROLLERS, OMNI SOFTWARE, 2010 CONFLICT MONITORS, TIMING CONVERSIONS, AND TRANSPARITY SOFTWARE FROM MCCAIN INC., VISTA, CA WITH A ONE YEAR SERVICE AGREEMENT IN THE AMOUNT OF \$460,570, AND AUTHORIZING THE PURCHASING MANAGER, OR HER DESIGNEE, TO ISSUE THE PURCHASE ORDER

WHEREAS, on July 5, 2017, by Resolution No. 2017-269 Council approved Measure L projects which included the purchase of purchase 2070 LX traffic signal controllers with OMNI software, 2010 Conflict Monitors, Timing conversions, and

WHEREAS, purchase of this equipment is the first step in making our traffic signal network ready for future autonomous vehicles, and

WHEREAS, the Purchasing Department secured a quote from McCain Inc. to purchase 2070 LX traffic signal controllers with OMNI software, 2010 Conflict Monitors, Timing conversions, and Transparity Software from McCain Inc. with a one year service agreement, and

WHEREAS, City staff has reviewed the quote from McCain Inc., and believe it is reasonable, and

WHEREAS, the Public Works Director and the Interim City Manager have recommended that the quote of \$460,570 received from McCain Inc., be accepted and the purchase be awarded to McCain Inc., Vista, CA, and

WHEREAS, on January 10, 2018, this item was presented to the Economic Development Committee, which recommended approval by the City Council.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves a sole source purchase 2070 LX traffic signal controllers with

OMNI software, 2010 Conflict Monitors, Timing conversions, and Transparency Software from McCain Inc. with a one year service agreement in the amount of \$460,570.

BE IT FURTHER RESOLVED that the Purchasing Manager, or her designee, is hereby authorized to execute the purchase order.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of February, 2018, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

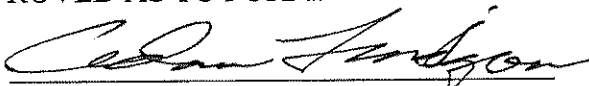
NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2018-58**

RESOLUTION APPROVING THE SURRENDER OF THE FEDERAL AVIATION ADMINISTRATION (FAA) PART 139 AIRPORT OPERATING CERTIFICATE AS HELD BY THE MODSTO CITY-COUNTY AIRPORT TO THE FAA, RESERVING THE RIGHT FOR REINSTATEMENT SHOULD A COMMERCIAL AIR CARRIER SERVICE PROSPECT BECOME VIABLE, EFFECTIVE IMMEDIATELY

WHEREAS, the Modesto City-County Airport (Airport) holds a Class II Federal Aviation Administration (FAA) Part 139 Operating Certificate which allows for service of scheduled commercial air carrier operations, and

WHEREAS, in February 2016 the Airport requested and received permission from the FAA to place the Part 139 Operating Certificate into an inactive status which allowed for a reduction in Airport Rescue and Fire Fighting (ARFF) services, and

WHEREAS, the Airport is an enterprise fund and is expected to be self-supporting. The cost benefit of surrendering the Part 139 Airport Operating Certificate is estimated at \$138,000 annually, and

WHEREAS, on October 19, 2017, the Airport Advisory Committee (AAC) recommended the surrender of the Part 139 Airport Operating Certificate, and

WHEREAS, on January 10, 2018, the Economic Development Committee (EDC) recommended this item be forwarded to City Council for approval.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the surrender of the Federal Aviation Administration Part 139 Airport Operating Certificate as held by the Modesto City-County Airport to the FAA, reserving the right for reinstatement should a commercial air carrier service prospect become viable.

BE IT FURTHER RESOLVED that this resolution shall go into effect and be in full force and operation effective immediately.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of February, 2018, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmember: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

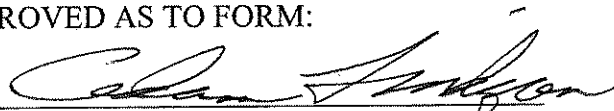
NOES: Councilmember: None

ABSENT: Councilmember: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2018-59**

**RESOLUTION APPROVING THE SOLE SOURCE PROCUREMENT OF
THREE 25-CUBIC YARD FLOW TREND VAC TRUCK DE-WATERING BINS
FROM RYAN PROCESS, INC., BENICIA, CALIFORNIA, IN AN AMOUNT NOT
TO EXCEED \$108,811 AND AUTHORIZING THE PURCHASING MANAGER,
OR HER DESIGNEE, TO EXECUTE A PURCHASING AGREEMENT**

WHEREAS, the City's sanitary sewer system is regulated by the State Water Resources Control Board, Order No. 2006-003, Statewide General Waste Discharge Requirements (WDR) for Sanitary Sewer Systems, and

WHEREAS, the WDR governs the operations and maintenance of wastewater collection systems and to facilitate proper funding and management of sanitary sewer systems, agencies are required to implement a Sanitary Sewer Management Plan (SSMP), and

WHEREAS, an effective Operation and Maintenance Program is critical for achieving the objectives of several other SSMP program elements, and

WHEREAS, while performing maintenance, Wastewater Collection System staff removes accumulated debris and solids using the jet/vac truck vacuum system, and

WHEREAS, removing accumulated solids increases sanitary sewer system capacity and helps prevent Sanitary Sewer Overflows, and

WHEREAS, on March 6, 2012, by Resolution No. 2012-79, Council approved the Jet-Vac Dump Site Rehabilitation Project, and

WHEREAS, sanitary sewer spoils removed during regular maintenance are dumped at the Jet-Vac Dump Site and the sewer spoils are de-watered and dried at the Jet-Vac Dump Site prior to being hauled to an approved landfill, and

WHEREAS, the Jet-Vac Dump Site was intended to provide efficient de-watering and handling of sewer spoils removed during routine sewer maintenance; however, the frequency of dumping and volume of spoils prevents de-watering/drying, and

WHEREAS, due to the volume and fluidness of the spoils, the site and drains require frequent cleaning, which is then dumped at the same site, and

WHEREAS, sewer spoils must be fully de-watered and dried prior to disposal at an approved landfill, and

WHEREAS, by using the Flow Trend de-watering bins in conjunction with the Jet-Vac Dump Site, crews will be able to dump directly into the de-watering bins which will contain the solids and de-water at the concurrently, and

WHEREAS, after the spoils fully dry out, the roll-off bins would be dumped at an approved landfill; reducing handling and loading of spoils.

WHEREAS, due to these benefits and the patented design, staff is requesting a sole source purchase, and

WHEREAS, staff is requesting the purchase of three 25-cubic yard roll-off de-watering bins at a cost of \$31,050 each, and

WHEREAS, this would allow bins to be cycled, allowing one to fully dry while the others were in use, and

WHEREAS, these bins are lined with filter material which would occasionally need to be replaced, and

WHEREAS, the Flow Trend de-watering bins will be purchased from Ryan Process who is the exclusive representative of Flow Trend products in Northern CA, and

WHEREAS, this item went to the Finance Committee on December 13, 2017 and was recommended for Council Approval, and

WHEREAS, Modesto Municipal Code Section 8-3.203 generally requires all purchases, which meet or exceed \$50,000 for material, equipment or contractual services to be formally bid, and there are exceptions to the rule set forth in the Modesto Municipal Code. One exception, MMC Section 8-3.204(b), is available where the Purchasing Agency's requirements can be met solely by a single article or process, and

WHEREAS, the Purchasing Manager invoked that exception for this purchase due to the cost savings of staff time and that there are no competitors, and

WHEREAS, the sole source award of a purchase agreement to Ryan Process, INC, Benicia, CA, will conform to Modesto Municipal Code 8-3.204(b), and

WHEREAS, another exception is under, Modesto Municipal Code Section 8-3.203(d) when the Purchasing Manager, in his or her discretion, determines that a process other than the formal bid procedure set forth in Section 8-3.203 will result in a procurement for the City at the lowest possible cost commensurate with the desired quality. In this case staff has done its due diligence in checking for competitors, price and quality and it is the determination of the Purchasing Manager that the procurement from Ryan Process, Inc. conforms to this exception.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the sole source procurement of three 25-cubic yard Flow Trend vac truck de-watering bins from Ryan Process, Inc., Benicia, California, in an amount not to exceed \$108,811.

BE IT FURTHER RESOLVED that the Purchasing Manager, or her designee, is authorizing to execute a purchasing agreement, and

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of February, 2018, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

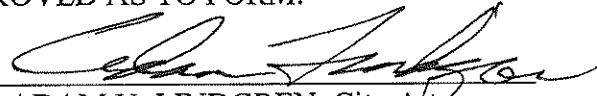
NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2018-60**

RESOLUTION APPROVING A PURCHASE AND SALE AGREEMENT WITH GUDINO PROPERTIES, LLC, DELHI, CA FOR THE ACQUISITION OF APPROXIMATELY 6,037.5 SQUARE FEET OF SEWER EASEMENT AREA, LOCATED AT 563 CROWS LANDING ROAD (APN: 038-021-009) FOR A PERMANENT SEWER EASEMENT, AND AUTHORIZING THE INTERIM CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE THE PURCHASE AND SALE AGREEMENT AND ALL RELATED DOCUMENTS REQUIRED TO COMPLETE THE ACQUISITION OF THE SEWER EASEMENT

WHEREAS, the City of Modesto is replacing and upgrading sewer infrastructure in various Modesto neighborhoods, and

WHEREAS, the Ceres Trunk Rehabilitation Project will improve sewer mains and trunks in the Crows Landing and Zeff Road areas, and

WHEREAS the project improvements require acquisition of an easement from a property owner on Crows Landing Road, and

WHEREAS, the easement in this acquisition will provide a permanent sewer easement to install and maintain a sewer trunk for the project, and

WHEREAS, City staff is recommending acquisition of a permanent sewer easement, and

WHEREAS, an agreement is needed for the acquisition of the easement and City staff recommends approving the Purchase and Sale Agreement for acquisition of the required easement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves a Purchase and Sale Agreement with Gudino Properties, LLC, Delhi, CA for the acquisition of a permanent sewer easement, consisting of 6,037.5

square feet, located at 563 Crows Landing Road (APN 038-021-009), for the Ceres Trunk Rehabilitation Project.

BE IT FURTHER RESOLVED that the Interim City Manager, or his designee, is hereby authorized to execute the Agreement, and all related documents required to close escrow.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of February, 2018, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold


NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2018-61**

**RESOLUTION AUTHORIZING THE INTERIM CITY MANAGER, OR HIS
DESIGNEE, TO SIGN THE CERTIFICATE OF ACCEPTANCE FOR THE
GRANT OF SEWER EASEMENT FOR THE PROPERTY LOCATED AT 563
CROWS LANDING ROAD OWNED BY GUDINO PROPERTIES, LLC, DELHI,
CA (APN: (038-021-009) TO BE PURCHASED BY THE CITY FOR THE CERES
TRUNK REHABILITATION PROJECT**

WHEREAS, Section 27281 of the Government Code requires a public agency to accept real property prior to the recordation of a deed or adopt a resolution accepting an interest in real property, and

WHEREAS, the City desires to purchase for the acquisition of a grant of sewer easement located at 563 Crows Landing Road, in Modesto, (APN: 038-021-009), for the Ceres Trunk Rehabilitation Project and,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Interim City Manager, or his designee, is hereby authorized to sign the Certificate of Acceptance for the Grant of Sewer Easement for property located at 563 Crows Landing Road, in Modesto, owned by Gudino Properties, LLC, Delhi, CA (APN: 038-021-009) to be purchased by the City for the Ceres Trunk Rehabilitation Project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of February, 2018, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2018-62**

**RESOLUTION APPROVING A PROMISSORY WILL SERVE LETTER AND
OUTSIDE SERVICE AGREEMENT WITH GUDINO PROPERTIES, LLC,
DELHI, CA TO CONNECT TO THE CITY OF MODESTO'S SEWER SYSTEM
FOR THE PROPERTY LOCATED AT 563 CROWS LANDING ROAD (APN 038-
021-009), AND AUTHORIZING THE INTERIM CITY MANAGER, OR HIS
DESIGNEE, TO SIGN THE PROMISSORY WILL SERVE LETTER AND
EXECUTE THE AGREEMENT**

WHEREAS, Gudino Properties, LLC, Delhi, CA owns a commercial property located at 563 Crows Landing Road which is located outside the Modesto City Limits and inside the City's Sphere of Influence, and

WHEREAS, the property located at 563 Crows Landing Road is not connected to the City's sewer system and is requesting a sewer connection due to a failing septic system, and

WHEREAS on November 25, 2014 City Council approved resolution No. 2014-473 amending City Council Policy 5.002, and

WHEREAS, on December 9, 2014 City Council approved adoption of Ordinance No. 3612-C.S. amending City of Modesto Municipal Code Section 11-1.05, and

WHEREAS, both of these amendments included language allowing the City Manager, upon the recommendation of the Director responsible for utility system planning to approve standard agreements of service for extension of sewer services into certain unincorporated areas without City Council approval, and

WHEREAS, the property located at 563 Crows Landing Road is not located within one of those designated areas and therefore requires City Council approval prior to allowing the sewer connection, and

WHEREAS, City staff has completed an analysis and determined that it is reasonable for the City to provide sewer service to this property due to health and safety concerns, and

WHEREAS, consistent with adopted LAFCO Policy 15, the extension of sewer service is proposed to remedy a health and safety concern in an area with failing septic system, and

WHEREAS, the sewer connection fees shall be waived in exchange for a grant of sewer easement on the property granted by the owner, and

WHEREAS, associated permits will be obtained prior to connecting the City sewer system, and

WHEREAS, the property owner has executed an Outside Service Agreement for sewer service with the City as required to receive sewer service outside the City limits.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the Will Serve Letter and Outside Service Agreement for sewer service for the property located at 563 Crows Landing Road (APN: 038-021-009) in Modesto.

BE IT FURTHER RESOLVED that the Interim City Manager, or his designee, is hereby authorized to approve the Promissory Will Serve Letter and execute the Outside Service Agreement for sewer service.

The foregoing documents were introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of February, 2018, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2018-63**

RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO SCOTT REDENBAUGH CONSTRUCTION, MODESTO, CA, IN THE AMOUNT OF \$49,256 FOR THE FIRE STATION NO. 11 GARAGE DOOR REPLACEMENT PROJECT, AND AUTHORIZING THE INTERIM CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE CONTRACT

WHEREAS, the bids received for the Fire Station No. 11 Garage Door Replacement were opened at 11:00 a.m. on November 2, 2017 for the consideration of the Council, and

WHEREAS, the Director of Utilities has recommended that the bid of \$49,256 received from Scott Redenbaugh Construction, Modesto, CA, be accepted as the lowest responsible and responsive bid and the contract be awarded to Scott Redenbaugh Construction.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it accepts the bid of \$49,256 and awards Scott Redenbaugh Construction, Modesto, CA the construction contract for the Fire Station No. 11 Garage Door Replacement Project.

BE IT FURTHER RESOLVED that the Interim City Manager, or his designee, is hereby authorized to execute the contract.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of February, 2018, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2018-64**

**RESOLUTION AMENDING THE FISCAL YEAR 2017-18 CAPITAL
IMPROVEMENT PROGRAM BUDGET IN THE AMOUNT OF \$25,000 TO BE
TRANSFERRED INTO THE PROJECT FROM MFD ADMINISTRATION
OPERATING BUDGET FOR FISCAL YEAR 2017-2018 TO FULLY FUND THE
CONSTRUCTION, CONTINGENCY, CONSTRUCTION ADMINISTRATION,
AND DESIGN SUPPORT DURING CONSTRUCTION FOR THE FIRE
STATION NO. 11 GARAGE DOOR REPLACEMENT PROJECT**

WHEREAS, certain budgetary transactions are necessary in the amount of
\$25,000, in order to fund the Fire Station No. 11 Garage Door Replacement Project, and

WHEREAS, the Fiscal Year 2017-2018 Capital Improvement Program Budget
must be amended as shown in **Exhibit A**, which is incorporated by reference herein.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that it hereby approves the amendment of the Fiscal Year 2017-2018 Capital
Improvement Program Budget as shown in **Exhibit A**, attached hereto.

BE IT FURTHER RESOLVED that the Interim City Manager, or his designee, is
hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of February, 2018, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

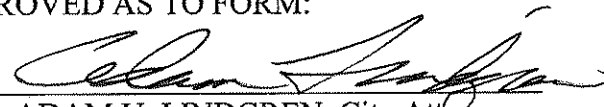
By: 
ADAM U. LINDGREN, City Attorney

Exhibit A

Due to additional unforeseen construction costs as well as the staff time required to administer the project a budget adjustment in the amount of \$25,000 is necessary to fully fund CIP Project 101060.

Funds will be transferred from MFD Administration Operating Budget for Fiscal Year 2017-2018 into CIP Project 101060 Fire Station No. 11 Garage Door Replacement Project.

**MODESTO CITY COUNCIL
RESOLUTION NO. 2018-65**

RESOLUTION ACCEPTING THE NORTH MCHENRY ANNEXATION COST-BENEFIT ANALYSIS AND DIRECTING STAFF TO INITIATE ANNEXATION AND PREZONE OF THE NORTH MCHENRY AREA

WHEREAS, annexation of the North McHenry area was recommended by the Mayor's 100-Day Committee, and

WHEREAS, in 1998, the City of Modesto and County of Stanislaus entered into a Tax Sharing Agreement that addressed the property tax exchange for the North McHenry area, and

WHEREAS, under the Tax Sharing Agreement, the City of Modesto and County of Stanislaus agreed to support annexations in the north McHenry Avenue area in order to provide infrastructure in the most cost effective manner, recognizing that annexations may occur in phases over time, and

WHEREAS, North McHenry Area Annexation Cost Benefit Analysis evaluated the annual expenses and revenues resulting from the annexation, and

WHEREAS, on November 8, 2017, the Economic Development Committee voted to accept the Cost-Benefit Analysis, directing staff to initiate annexation and prezone of the North McHenry area, and forward it to Council for approval.

WHEREAS, WHEREAS, said matter was considered by the City Council on February 6, 2018, at 5:30 p.m., in the Tenth Street Place Chambers located at 1010 Tenth Street, Modesto, California, and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto to accept the Cost-Benefit Analysis and direct staff to initiate annexation and prezone of the North McHenry area.

The foregoing resolution was adopted at a regular meeting of the Council of the City of Modesto held on the 6th day of February, 2018, by Councilmember Ah You, who moved its adoption, which motion being duly seconded by Councilmember Grewal, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Madrigal, Mayor Brandvold

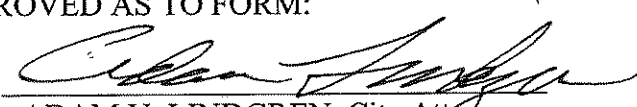
NOES: Councilmembers: Kenoyer, Ridenour, Zoslocki

ABSENT: Councilmembers: None

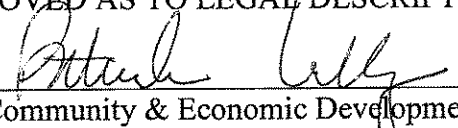
ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
ADAM U. LINDGREN, City Attorney

APPROVED AS TO LEGAL DESCRIPTION

By: 
Community & Economic Development Department
Planning Division

**MODESTO CITY COUNCIL
RESOLUTION NO. 2018-66**

RESOLUTION APPROVING THE FLEET MAINTENANCE FACILITY PHASE I CONSTRUCTION PROJECT FUNDING IN AN AMOUNT NOT TO EXCEED \$4,847,525 AND AUTHORIZING COMPLETION OF THE DESIGNS FOR THE PROJECT

WHEREAS, the City's Internal Auditor, Moss Adams, conducted a Fleet Services Division operations efficiency study and made recommendations for improvement based on those findings. In March, 2017, this report was published and the number one finding was noted as "the Vehicle Maintenance Building is outdated and inadequately designed to accommodate the City's fleet", and

WHEREAS, there are currently 1,060 pieces of active equipment in the City's fleet in addition to taking on maintaining the Fire Department's heavy fire apparatus in 2014, and

WHEREAS, Phase I of the Fleet Maintenance Facility will be to design and construct heavy duty truck bays, eliminating immediate safety concerns of not being able to lift nearly 200 vehicles into the air due to low ceiling height and will enable Fleet Services to service Fire Department vehicles without concern of a lease termination with the Federal Transit Administration (FTA), and

WHEREAS, the funds for the construction of the new Fleet Maintenance Facility were collected through Internal Service Funds (ISF) charges with a surcharge placed on all work orders until the necessary funds were reached, and

WHEREAS, some parts of the expansion that are in process, such as the parts room expansion have been grant funded with a Transit Grant and a State of Good Repair Grant.

WHEREAS, on January 22, 2018, this item was presented to the Finance Committee for their consideration and the Committee recommended forwarding to Council for approval.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the Fleet Maintenance Facility Phase I Construction Project funding in an amount not to exceed \$4,847,525.

BE IT FURTHER RESOLVED that Council hereby authorizes staff to complete the designs for the Project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of February, 2018, by Councilmember Madrigal, who moved its adoption, which motion being duly seconded by Councilmember Ah You, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

By: 
ADAM U. LINDGREN, City Attorney