

THE HONORABLE CITY COUNCIL  
CITY OF SACRAMENTO,  
REGULAR MEETING  
OCTOBER 8th,  
1925.

The Honorable City Council met in Regular Session on this date at 8.45 o'clock P. M., President Pro Tem Frazier presiding and Roll Call being answered by following members of City Council:

Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller.

The Minutes of Regular Meeting of October 1st, 1925 and Special Meetings of October 5th and 6th respectively were read and approved.

1615

Upon recommendation of City Manager which was ordered filed, Councilman Kiernan moved that petition of Roy A. Tariel filed on this date for permit to conduct Public Garage at premises No. 2921 J Street be granted. Seconded by Councilman Brown and carried by following vote:

Petition Garage 2921 J St Granted

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilmen Elkus.

1616

Upon recommendation of City Manager which was ordered filed, Councilman Kiernan moved that petition of Webe, Causey and Webe filed on this date for permit to conduct gasoline, oil and greasing service station on premises at the Northwest Corner of Stockton Boulevard and Second Avenue, in accordance with plan submitted, be granted for term of five years under provisions of Ordinance No. 209 - 4th Series. Seconded by Councilman Royal Miller and carried by following vote:

Petition Service Station NW 2nd Ave Stkn Blvd Granted.

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilmen Elkus.

1617

With letter of transmittal, City Manager presented plan and recommended adoption of new design for cast iron gutter drain to be designated Cut No. 10 of Standard Specifications for street work and sewers adopted December 21st, 1922, Councilman Anderson moving that foregoing plan be adopted in accordance with recommendation of City Manager. Seconded by Councilman Bidwell and carried as follows:

Plan for new design cast iron gutter drain adopted.

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilmen Elkus.

1618

In accordance with petition filed on this date and recommendation of City Manager, Councilman Kiernan moved that permit to conduct gasoline and oil service station and install gasoline tanks at Southeast Corner of Ninth Avenue and 53rd Street for a term of five years under provisions Of Ordinance No. 209 - 4th Series. Seconded by Councilman Royal Miller and carried by following vote:

Petition Service Station SW 9th Ave 53rd St. Granted

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilmen Elkus.

1619

In accordance with recommendation of City Manager Councilman Goddard moved that Restaurant and Non-Intoxicating Alcoholic Beverage License be granted Thomas J. Kelly for premises No. 625 K Street. Seconded by Councilman John H. Miller and carried by following vote:

Bev License T J Kelly 625 K St Granted.

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilman Elkus.

October 8th, 1925.

Soft Drink  
W B Ottino  
900 2nd St  
Revoked

In accordance with recommendation of City Manager, Councilman John H. Miller moved that Soft Drink License of W. B. Ottino, premises No. 900 Second Street, be revoked for violation of Wright Act. Seconded by Councilman Bidwell and carried by following vote:

1620

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilman Elkus.

Action on  
revocation  
Rest & Bev  
Wm. Loris  
126 K St  
postponed

Councilman Kiernan moved that action on recommendation of City Manager on this date relative to revocation of Restaurant and Non-Intoxicating Alcoholic Beverage License of William Loris, 126 K Street be postponed pending trial in Superior Court. Seconded by Councilman Goddard and carried by following vote:

1621

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilmen Elkus.

Petition  
to estab-  
lish uni-  
form grade  
on 12th St  
north of  
B St.  
Ref Mgr

Charles A. Bliss addressed Council presenting petition of property owners relative to establishing uniform grade of 12th Street in vicinity of North B Street and matter was referred to City Manager.

1622

Zoning  
Pet 119  
J B Staggs  
6163 Mission  
Trecho  
denied.

Councilman Kiernan moved that Rezoning Petition No. 119 of J. B. Staggs filed September 3rd for the reclassification of Lot No. 6163 Mission Trecho from Second Residential to Commercial be denied. Seconded by Councilman Anderson and carried by following vote:

1623

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilmen Elkus.

Pet 120  
Emil Heber  
Lots 6 & 7  
13-14, X-Y  
postponed  
one week

Councilman Kiernan moved that Rezoning Petition No. 120 of Emil Heber filed September 3rd for the reclassification of Lots Nos. 6 and 7 in block 13th and 14th X and Y Streets from Second Residential to Commercial be continued one week, and plans presented on this date ordered filed. Seconded by Councilman Goddard and carried by following vote:

1624

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilman Elkus.

Ap 13  
John Och-  
ner, Inc  
1 tree  
postponed  
4 weeks

Councilman Kiernan moved that Tree Removal Application No. 13 of John Ochsner Corporation filed August 27th for the removal of tree fronting building on K Street between 7th and 8th Streets be further continued four weeks. Seconded by Councilman John H. Miller and carried by following vote:

1625

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilman Elkus.

Ap 22  
remove  
1 tree  
21st & J  
postponed  
one week

Councilman John H. Miller moved that Tree Removal Application No. 22 of the First Methodist Episcopal Church filed September 24th for the removal of Tree fronting premises at Southeast Corner 21st and J Streets be postponed one week. Seconded by Councilman Royal Miller and carried by following vote:

1626

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilman Elkus.

Ap 27  
Wm. McDonald  
4 trees  
2800 Mar-  
shall Way  
hearing  
Oct 22nd

Tree Removal Application No. 27 of Mrs. Wm McDonald for removal of four trees fronting premises No. 2800 Marshall Way was ordered filed and hearing set for hour of 9 o'clock P. M., on date of October 22nd, 1925.

1627

Tree Removal Application No. 28 of J. W. Laidner for removal of one tree prem-

1628

13 091791

cases 2203 G Street was ordered filed and hearing set for hour of 9 o'clock P. M., on date of October 22nd, 1925.

1629

Tree Removal Application No. 29 of Alex Gruben, and Mrs Josephine White at 2423 Q Street was ordered filed and hearing set for hour of 9 o'clock P. M., on date of October 22nd, 1925. - Four trees.

Hearing

1630

Tree Removal Application No. 30 of Frank Mead for removal of one tree fronting 624 M Street was ordered filed and hearing set for hour of 9 o'clock P. M., on date of October 22nd, 1925.

Hearing

1631

Rezoning Petition No. 124 of Alma Weber filed October 8th requesting reclassification of Lot 3 W. B. Fink Subdivision from Second Residential to Commercial was ordered filed and hearing set for hour of 9 o'clock P. M., on date of October 22nd.

Hearing

1632

Rezoning Petition No. 125 of Ruby M. Lewis filed October 8th requesting reclassification of Lot No. 228 of Oak Grove Terrace from Second Residential to Commercial was ordered filed and hearing set for hour of 9 o'clock P. M., on date of October 22nd.

Hearing

1633

Upon recommendation of City Manager, Councilman Goddard moved that lease with Joseph Corea for portion of Del Paso Park for agricultural purposes in sum of \$625.00 per Annum be approved and the Mayor and City Clerk authorized to sign same on behalf of City of Sacramento. Seconded by Councilman Brown and carried as follows: AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilman Elkus.

Lease Jos. Corea for portion Del Paso Park approved

1634

Oath of office of Floyd D. Rowe as Special Police for premises Pythian Castle was ordered filed.

1635

Oath of office of John Howie as Special Police for premises Nicolaus Pool Room 118 - 4th Street was ordered filed.

No protests having been received City Manager presented following:

RESOLUTION ORDERING WORK NO. 2033.

1636

"RESOLVED, that the public interest and convenience require and the City Council of the City of Sacramento hereby orders the following street work to be done, to-wit:

"The improvement of 47th Street, in the City of Sacramento, from the sewer in place on R Street to the northerly curb line of T Street, to the extent, with the materials and in the manner set forth in Resolution of Intention No. 2033, passed and adopted by said City Council on September 17th, 1925 reference to which Resolution of Intention is hereby made for a description of said work and improvement, and of the district to be assessed for the costs and expenses of said work.

"The City Clerk is hereby directed to post conspicuously for five (5) days on or near the Council Chamber door of the City Council notice hereof with specifications inviting sealed proposals or bids for doing said work; and to publish twice a notice hereof, inviting sealed proposals or bids for doing said work, and referring to the specifications posted and on file, the said publication to be in the Sacramento Union, a daily newspaper published and circulated in said City of Sacramento and hereby designated for that purpose.

"All such proposals or bids shall be received by the City Clerk, at the Council Chamber of the City Council, in the City Hall of said City, on the 22nd day of October 1925 between the hour of 8.00 o'clock P. M., and the hour of 9.00 o'clock P. M., and said days is hereby designated as the day on which at the hour of 9.00 o'clock P. M., the said proposals or bids shall be opened, all of which shall be specified in said notice, and said notice shall require with said proposals or bids a check certified by a responsible bank, payable to the City of Sacramento, for an amount not less than ten per cent (10%) of the aggregate of the proposal, or by a bond for the said amount, and so payable, signed by the bidder and two sureties, all as prescribed by law.

ROW 2033 Imp 47th, R to T Bids Oct 22nd adopted.

Councilman Anderson moved that foregoing Resolution be adopted. Seconded by Councilman Kiernan and carried as follows:

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Elkus.

October 8th, 1925.

No protests having been received, City Manager presented following Resolution:

## RESOLUTION NO. 614. CITY COUNCIL.

"WHEREAS, the Superintendent of Streets of the City of Sacramento has heretofore made and issued and filed with the City Clerk an Assessment, together with a Diagram and Engineer's Certificate, to represent the cost and expenses of the improvement of 28th Street, from the southerly line of N Street to the northerly line of X Street, in the City of Sacramento, the proceedings for the making of which improvement were initiated by the adoption of Resolution of Intention No. 1855.

"WHEREAS, October 1, 1925, was the time fixed by the City Clerk for the hearing by this Council upon said Assessment, and also the time fixed for the hearing of any appeal to this Council by any person interested in said work or in said Assessment; and

"WHEREAS, said hearing was postponed to this date; and

"WHEREAS, no appeal has been taken to this Council by any person, and the City Council has heard evidence upon said Assessment and the Diagram and Engineer's Certificate attached thereto, and is satisfied with the correctness of the same;

"IT IS HEREBY RESOLVED that said Assessment, together with the Diagram and Engineer's Certificate attached thereto be and the same are hereby confirmed and approved in all respects as filed.

Councilman Anderson moved that foregoing Resolution be adopted. Seconded by Councilman Kiernan and carried as follows:

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilman Elkus.

No protests having been received, City Manager presented following Resolution:

## RESOLUTION NO. 615, CITY COUNCIL.

RESOLUTION NO. 615, directing issuance of bonds for the improvement of U Street from the easterly line of 51st Street to manhole in place on 55th Street under Resolution of Intention No. 1982, determining amount of issue to be \$12,310.92 (which Resolution is set forth in full in Book of Resolutions onfile in office of City Clerk).

Councilman Anderson moved that foregoing Resolution be adopted. Seconded by Councilman Kiernan and carried as follows:

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilman Elkus.

City Manager presented and recommended adoption of the following Resolution:

"RESOLVED: That the Superintendent of Streets of the City of Sacramento, be and is hereby directed to grant the following extension of time on contract for the performance of street work, provided that in no event shall any liability accrue by reason thereof to the City of Sacramento or to the said Superintendent of Streets, to-wit:

"To A. Teichert & Son or assigns thirty days on their contract to improve the City's portion of Stockton Boulevard improvement.

Councilman Anderson moved that foregoing Resolution be adopted. Seconded by Councilman Bidwell and carried as follows:

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilman Elkus.

City Manager presented and recommended adoption of the following Resolution:

"RESOLVED: That the Superintendent of Streets of the City of Sacramento, be and is hereby directed to grant the following extension of time on contract for the performance of street work, provided that in no event shall any liability accrue by reason thereof to the City of Sacramento, or to the said Superintendent of Streets, to-wit:

"To A. Teichert & Son or assigns thirty days on their contract to improve 14th Avenue from Stockton Boulevard to 65th Street.

Councilman Anderson moved that foregoing Resolution be adopted. Seconded by Councilman Bidwell and carried by following vote:

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilman Elkus.

City Manager presented Resolution approving plans and Resolution of Intention for the improvement of alley I and J, 19th and 20th recommending adoption as follows:

Res 614  
Imp 28th  
N to Y  
Assessment  
adopted

1637

Res 615  
issuance  
of bonds  
Imp 51st  
U, 51st  
to 55th  
adopted

1638

Ex of  
time

1639

Ex of time

1640

## RESOLUTION NO. 616, CITY COUNCIL.

"RESOLVED, by the City Council of the City of Sacramento, that the Plans presented by the City Engineer for the improvement of the alley between I and J Streets, in the City of Sacramento, from the easterly line of 19th Street to the westerly line of 20th Street, be and the same are hereby approved and adopted."

Upon recommendation of City Manager, Councilman John H. Miller moved that foregoing Resolution be adopted. Seconded by Councilman Anderson and carried by following vote:

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilman Elkus.

RESOLUTION OF INTENTION NO. 2039.

Authorizing and expressing the intention of the City Council to improve alley I and J, 19th and 20th Streets in accordance with plans adopted under foregoing Resolution No. 616 and standard specifications for street work as amended October 8th 1925 providing for issuance of bonds to represent unpaid assessment, inviting protests up to hour of 9 o'clock P. M., October 29th, 1925 and directing publication of this Resolution in two issues of the Official Newspaper (which Resolution in full appears in Street Work Resolution Record vol. two on file in office of City Clerk).

Councilman Anderson moved that foregoing Resolution be adopted. Seconded by

1641 Councilman Bidwell and carried by following vote:

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilman Elkus.

City Manager presented Resolution approving plans and Resolution of Intention No. 2040 for the improvement of alley V and W, 16th and 17th Streets, recommending adoption as follows:

## RESOLUTION NO. 617, CITY COUNCIL.

"RESOLVED, by the City Council of the City of Sacramento, that the Plans presented by the City Engineer for the improvement of the alley between V and W Streets, in the City of Sacramento, from the easterly line of 16th Street to the westerly line of 17th Street, be and the same are hereby approved and adopted."

Councilman John H. Miller moved that foregoing Resolution be adopted. Seconded by Councilman Anderson and carried by following vote:

1642 AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilman Elkus.

RESOLUTION OF INTENTION NO. 2040.

Authorizing and expressing the intention of the City Council to improve alley between V and W Streets from the easterly line of 16th to westerly line of 17th Street in accordance with plans adopted under foregoing Resolution No. 617, City Council and standard specifications for street work as amended October 8th, 1925, providing for issuance of bonds to represent unpaid assessment, inviting protests up to hour of 9 o'clock P. M., October 29th, 1925 and directing publication of this Resolution in two issues of the Official Newspaper (which Resolution in full appears in Street work Resolution Record, Volume Two, on file in office of City Clerk).

Councilman John H. Miller moved that foregoing Resolution be adopted. Seconded by Councilman Anderson and carried by following vote:

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilman Elkus.

City Manager presented recommended adoption of following Resolution:

RESOLUTION ORDERING WORK NO. 2032.

WHEREAS, the City Council of the City of Sacramento, did on the third day of September, 1925 pass its Resolution of Intention No. 2032, declaring its intention to order the following work and improvement to be done, to-wit:

The opening of D Street, in the City of Sacramento, from 41st Street westerly to the westerly boundary of Burlingame Terrace (as the same is shown on the official map thereof filed in the office of the County Recorder of the County of Sacramento, State of California); and

The opening of E Street, in the City of Sacramento, from the westerly boundary of said Burlingame Terrace to the westerly line of 42nd Street.

By obtaining certain parcels of land hereinafter described as the land necessary

Plans,  
Res 616  
ROI 2039  
Imp alley  
I & J,  
19th & 20th  
adopted.

Plans,  
Res 617,  
ROI 2040  
Imp alley  
V & W,  
16th & 17th  
adopted

ROW 2032  
Imp D, 41  
to LaBur  
issima W  
Bids Oct  
22nd  
adopted.

1643



October 8th, 1925.

and convenient to be taken for said purposes, to-wit:

Parcel No. 1.

Beginning at the northeast corner of Lot 9 of said Burlingame Terrace; thence from the point of beginning in a westerly direction along the northerly line of said Lot 9, 125.97 feet to the northwest corner of said Lot 9; thence in a southerly direction along the westerly line of said Lot 9, 7.41 feet to a point; thence in an easterly direction to the point of beginning.

Parcel No. 2.

All of Lot 8 of said Burlingame Terrace.

Parcel No. 3.

All of Lot 15 of Burlingame Terrace aforesaid.

Parcel No. 4.

All of Lot 65 of said Burlingame Terrace.

Parcel No. 5.

All of Lot 76 of said Burlingame Terrace".

And the said City Council does hereby determine and declare that said proposed work and improvement is of more than local and ordinary public benefit and will affect and benefit the land and district hereinafter described, and which said district is hereby declared to be the district affected and benefited by said work and improvement, and that, therefore, the entire damages, costs and expenses of said work and improvement shall be, and are hereby made chargeable against and shall be assessed upon said lands and district, which district is within the City of Sacramento, County of Sacramento, State of California aforesaid, and the exterior boundaries of said district and the lands affected and benefited by said work and improvement are particularly described as follows: to-wit:

Bounded on the west by San Antonio Way and the east line of Lot 37 of Terrace Villa (as the same is shown on the official map thereof filed in the office of the County Recorder of the County of Sacramento, State of California); bounded on the south by the south line of Lot Number 9209 of H. J. Goethe Company's Subdivision No. 92 (as the same is shown on the official map thereof filed in the office of the County Recorder of the County of Sacramento, State of California, and by the south line of Lot 9802 of H. J. Goethe Company's Subdivision No. 98 (as the same is shown on the official map thereof filed in the office of the County Recorder of the County of Sacramento, State of California); thence from the southeast corner of said Lot 9802 to the southwest corner of Lot Number 20 of the aforesaid Burlingame Terrace; thence by the south line of said Lot Number 20 and the north line of F Street to La Purissima Way; bounded on the east by La Purissima Way and bounded on the north by the north boundary of Reese Villa (as the same is shown on the official map thereof filed in the office of the County Recorder of the County of Sacramento, State of California) and the said north line of said Reese Villa" produced westerly to the easterly boundary of said Terrace Villa.

Saving and excepting from the above bounded and described district the area of all public streets, alleys, courts, ways, boulevards or parks included therein.

WHEREAS, the Superintendent of Streets of the City of Sacramento did thereupon cause notice of the passage of said Resolution of Intention to be posted and published for ten days, in the manner required by law; and

WHEREAS, no objections have been filed with the City Clerk against the proposed work and improvement and the City Council has now acquired jurisdiction to order the said work as proposed by said resolution of intention to be done.

NOW THEREFORE, it is hereby ordered that said work and improvement shall be done as aforesaid and as specifically described in said Resolution of Intention No. 2032.

D. K. COLCLOUGH, EDWARD P. DELL AND JAY L. HENRY are hereby appointed Commissioners to assess benefits and damages and to have general supervision of said proposed work and improvement until the completion thereof, in compliance with law.

Councilman Anderson moved that foregoing Resolution be adopted. Seconded by Councilman Bidwell and carried by following vote:

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilman Elkus.

City Manager presented a Resolution approving plans and Resolution of Intention No. 2041 for the improvement of alley N and O, 15th and 16th Streets recommending adoption:

RESOLUTION NO. 618, CITY COUNCIL.

"RESOLVED, by the City Council of the City of Sacramento, that the Plans presented by the City Engineer for the improvement of the alley between N and O Streets, in the City of Sacramento, from the easterly line of 15th Street to the westerly line of 16th Street, be and the same are hereby approved and adopted."

Foregoing Resolution was adopted by following vote:  
Councilman Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilman Elkus.

RESOLUTION OF INTENTION NO. 2041.

Authorizing and expressing the intention of the City Council to improve alley N and O Streets from the easterly line of 15th to westerly line of 16th Street in accordance with plans adopted under foregoing Resolution No. 618 and standard specifications for street work as amended October 8th, 1925 providing for issuance of bonds to represent unpaid assessment, inviting protests up to hour of 9 o'clock P. M.

Res 618  
ROI 2041  
Imp alley  
N & O,  
15th & 16th  
adopted.

1644

October 29th, 1925 and directing publication of this Resolution in two issues of the Official Newspaper (which Resolution in full appears in Street Work Resolution Record, Volume Two, on file in office of City Clerk).

Councilman Anderson moved that foregoing Resolution be adopted. Seconded by Councilman Bidwell and carried by following vote:

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilman Elkus.

No protests having been received, City Manager presented and recommended adoption of the following Resolution:

RESOLUTION NO. 619, CITY COUNCIL.

"RESOLVED, by the City Council of the City of Sacramento, that the Diagram made by the City Engineer for the improvements on streets and avenues as provided in Resolution of Intention Nos. 1927 and 2003, be and the same are hereby approved and adopted."

Res 619 approving Diagram ~~map~~ under ROI 1927 and 2003 adopted.

1645

Upon recommendation of City Manager Councilman Brown moved that foregoing Resolution be adopted. Seconded by Councilman Anderson and carried as follows:

AYES: Councilmen Anderson, Bidwell, Brown, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller. ABSENT: Councilman Elkus.

Council Adjourned at 9.30 o'clock P. M.

APPROVED:

*Albert Elkus*  
Mayor.

ATTEST:

*J. G. Denton*

City Clerk.