

REGULAR MEETING
SACRAMENTO CITY COUNCIL
December 17, 1970

The Honorable City Council met in regular session on this date at the hour of 7:37 o'clock p. m., Mayor Marriott presiding and roll call was answered as follows:

Councilmen Ferrales, Franchi, Marriott, McKinley, Sands.

ABSENT: Councilmen McGhee, Naygrow, Talkin, Wong.

The City Clerk reported having furnished each member with a copy of proceedings of previous meeting. The minutes of regular meeting of December 10, 1970, were ordered approved.

The following bids were received and referred to the City Manager for a report:

LEASE OF REAL PROPERTY AT SANITARY LANDFILL SITE (TAYLOR PROPERTY):

4831

CLAYTON MIZE
4554 Garfield Avenue
Carmichael, California

The total rent for each year shall be determined by multiplying the number of usable acres in the demised premises times \$10.00

CONSTRUCTION OF FLORIN RESERVOIR AND PUMPING STATION:

	<u>TOTAL PRICE</u>	<u>BID DEPOSIT</u>
ROTHSCHILD & RAFFIN, INC. 215 Market Street San Francisco, California 94105	\$2,563,200.00	5% Bid Bond
ELMER J. FREETHY 1432 Kearney Street El Cerrito, California 94530	\$2,696,400.00	5% Bid Bond
STOLTE, INC. 8451 San Leandro Street Oakland, California 94621	\$2,722,500.00	5% Bid Bond
CONTINENTAL HELLER CORP. P. O. Box 2551 Sacramento, California 95812	\$2,781,000.00	5% Bid Bond
HARBISON & MAHONY 8589 Thys Court Sacramento, California	\$2,795,800.00	5% Bid Bond
NIELSEN-NICKLES COMPANY 320 North Tenth Street Sacramento, California 95814	\$2,779,800.00	5% Bid Bond
C. NORMAN PETERSON COMPANY 2830 Ninth Street Berkeley, California 94710	\$2,879,600.00	5% Bid Bond
PETER KIEWIT SONS' COMPANY 1433 Arnold Industrial Highway Concord, California 94520	\$2,968,605.00	5% Bid Bond
CARL W. OLSON & SONS, CO. 222 East Fifth Avenue San Mateo, California 94401	\$2,979,000.00	5% Bid Bond
FRED J. EARLY, JR. 389 Pine Street San Francisco, California 94104	\$2,992,000.00	5% Bid Bond
GRANITE CONSTRUCTION CO. P. O. Box 900 Watsonville, California 95076	\$3,031,148.00	5% Bid Bond
GUNTHER-SHIRLEY-PENN, (Joint Venture) P. O. Box 280 Baldwin Park, California 91706	\$3,234,229.00	5% Bid Bond
WILLIAMETTE-WESTERN CORP. 135 Cutting Boulevard Richmond, California 94804	\$3,534,678.00	5% Bid Bond

4832

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Councilman McGhee arrived at this time.

Councilman Sands introduced the following resolutions moving their adoption:

RESOLUTION NO. 501

RESOLUTION COMMENDING NOEL G. ASKEW ON HIS RECENT RETIREMENT FROM CITY SERVICE AS A PUMP STATION FOREMAN FOR THE WATER AND SEWER DEPARTMENT AND WISHING HIM A LONG AND HAPPY PERIOD OF WELL-EARNED RETIREMENT.

RESOLUTION NO. 502

J. PARODI

RESOLUTION COMMENDING THOMAS ON HIS RECENT RETIREMENT FROM CITY SERVICE AS WATER AND SEWER SUPERVISOR AND WISHING HIM A LONG AND HAPPY PERIOD OF WELL-EARNED RETIREMENT.

RESOLUTION NO. 503

RESOLUTION COMMENDING EVERETT W. SIMMS ON HIS RECENT RETIREMENT FROM CITY SERVICE AS A CAPTAIN OF THE FIRE DEPARTMENT AND WISHING HIM A LONG AND HAPPY PERIOD OF WELL-EARNED RETIREMENT.

(Reference is hereby made to original resolutions adopted on this date and set out in full in Resolution Record 1970, on file in the office of the City Clerk). Seconded by Councilman Ferrales and carried by the following vote). **4833**

AYES: Councilmen Ferrales, Franchi, Marriott, McGhee, McKinley, Sands, Wong.

ABSENT: Councilmen Naygrow, Talkin.

Councilman Wong arrived during the foregoing matter.

Councilman Sands introduced the following resolutions moving their adoption:

RESOLUTION NO. 504

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. That the City Council hereby appoints Helen C. Auger to the Retirement Board for a term expiring October 2, 1974. **4834**
2. That the City Council hereby appoints Cyrus S. Keller, Sr., to the Human Relations Commission of the City and County of Sacramento for a term expiring November 17, 1972.
3. That the City Council hereby appoints Wilfred D. Street to the Civil Service Board for a term expiring December 31, 1975.

RESOLUTION NO. 505

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. That the City Council hereby approves the appointment by the Mayor of Clint McCubbin, Richard Nickles and Frederick H. Reynolds to the construction Codes Advisory and Appeals Board for terms expiring November 21, 1973.
2. That the City Council hereby approves the appointment by the Mayor of T. D. Itano, William F. Marek and Alvin T. Swanson, Jr., to the City Planning Commission for terms expiring February 2, 1975.
3. That the City Council hereby appoints and approves the appointment by the Mayor of Bert E. Geisreiter to the Board of the Mosquito Abatement District for a term expiring December 31, 1972. **4835**

Seconded by Councilman Wong and carried by the following vote:

AYES: Councilmen Ferrales, Franchi, Marriott, McGhee, McKinley, Sands, Wong.

ABSENT: Councilmen Naygrow, Talkin.

Having been introduced at the regular meeting of December 10, 1970, and ordered to take its usual course, Councilman Franchi moved that the following ordinance be adopted:

ORDINANCE NO. 2940, FOURTH SERIES

AN ORDINANCE AMENDING ARTICLE I OF CHAPTER 7 OF THE SACRAMENTO CITY CODE BY AMENDING SECTIONS 7.2, 7.3, 7.4, 7.7, 7.9 AND 7.13 OF SAID CODE RELATING TO AUCTIONS AND AUCTIONEERS. (Reference is hereby made to original ordinance adopted on this date and set out in full in Ordinance Book 1970, on file in the office of the City Clerk). Seconded by Councilman Ferrales and carried by the following vote: **4836**

AYES: Councilmen Ferrales, Franchi, Marriott, McGhee, McKinley, Sands, Wong.

ABSENT: Councilmen Naygrow, Talkin.

In accordance with report and recommendation of the City Manager, Councilman Wong moved that the specifications for furnishing one (1) 1250 G. P. M. Class "A" triple combination fire engine pumper for use by the Fire Department, at an estimated cost of \$35,000.00, be adopted and the City Clerk instructed to advertise for bids thereon to be received up to the hour of 5:00 o'clock p. m., on date of January 21, 1971. Seconded by Councilman Sands and carried by the following vote:

4837

AYES: Councilmen Ferrales, Franchi, Marriott, McGhee, McKinley, Sands, Wong.

ABSENT: Councilmen Naygrow, Talkin.

In accordance with report and recommendation of the City Manager, Councilman Wong moved that all bids received on date of December 3, 1970, for furnishing traffic line paint, be rejected. Seconded by Councilman Sands and carried by the following vote:

4838

AYES: Councilmen Ferrales, Franchi, Marriott, McGhee, McKinley, Sands, Wong.

ABSENT: Councilmen Naygrow, Talkin.

In accordance with recommendation of the City Manager, Councilman Wong moved that the work of A. Teichert & Son, Inc., for the construction of storm drains and surface improvements to Tenth and L Streets, S. S. Project No. 394; and the work of W. H. Ebert Corp. -Sparton Construction Corp., to construct drainage Project No. 6, be accepted as completed as of December 10, 1970, and final payment made to contractor. Seconded by Councilman Sands and carried by the following vote:

4839

AYES: Councilmen Ferrales, Franchi, Marriott, McGhee, McKinley, Sands, Wong.

ABSENT: Councilmen Naygrow, Talkin.

4841

List of expenditures from the Contingent Fund for the month of November 1970, was received and ordered filed.

4842

Controller's and Treasurer's report of fund cash balances as of October 31, 1970, was received and ordered filed.

4843

City of Sacramento Financial Report, June 30, 1970, by Johnson, Straine, Campbell and Associates, Certified Public Accountants, was received and ordered filed.

Councilman Talkin arrived at this time.

4844

Councilman McGhee asked the City Manager to report on the Board of Supervisors action regarding the Fruitridge Reorganization.

4845

Councilman Ferrales asked the City Manager to report on the City's student trainee program.

4846

Councilman Ferrales suggested that the City Weed Abatement Program be assigned to the Park and Recreation Department and asked the City Manager to report on the program.

This having been the date set for hearing and no protests having been received, the City Manager presented and Councilman Franchi moved that the following resolution be adopted:

RESOLUTION APPROVING ASSESSMENT NO. 4139

Resolution approving assessment in the matter of the improvement of Mogan Meadow Water Assessment District. (Reference is hereby made to original resolution adopted on this date and set out in full in Resolution Record 1970, on file in the office of the City Clerk). Seconded by Councilman Ferrales and carried by the following vote:

4847

AYES: Councilmen Ferrales, Franchi, Marriott, McGhee, McKinley, Sands, Talkin, Wong.

ABSENT: Councilman Naygrow.

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This having been the date set for hearing and no protests having been received, the City Manager present- ed and Councilman Talkin moved that the following resolution be adopted:

RESOLUTION APPROVING ASSESSMENT NO. 4087

Resolution approving assessment in the matter of the improvement of Klamshavy Estates Assessment District. (Reference is hereby made to original resolution adopted on this date and set out in full in Re- solution Record 1970, on file in the office of the City Clerk). Seconded by Councilman Ferrales and carried by the following vote:

AYES: Councilmen Ferrales, Franchi, Marriott, McGhee, McKinley, Sands, Talkin, Wong.

ABSENT: Councilman Naygrow.

4848

This having been the date set for hearing and no protests having been received, the City Manager present- ed and Councilman Wong moved that the following resolution be adopted:

RESOLUTION APPROVING ASSESSMENT NO. 4124

Resolution approving assessment in the matter of the improvement of Industrial Park Unit No. 1 Assess- ment District. (Reference is hereby made to original resolution adopted on this date and set out in full in Resolution Record 1970, on file in the office of the City Clerk). Seconded by Councilman Franchi and car- ried by the following vote:

AYES: Councilmen Ferrales, Franchi, Marriott, McGhee, McKinley, Sands, Talkin, Wong.

ABSENT: Councilman Naygrow.

4849

This having been the date set for hearing and no protests having been received, the City Manager present- ed and Councilman Talkin moved that the following resolution be adopted:

RESOLUTION NO. 4195
RESOLUTION ORDERING FORMATION OF
CHINATOWN MALL MAINTENANCE DISTRICT

(Reference is hereby made to original resolution adopted on this date and set out in full in Resolution Re- cord 1970, on file in the office of the City Clerk). Seconded by Councilman Franchi and carried by the following vote:

AYES: Councilmen Ferrales, Franchi, Marriott, McGhee, McKinley, Sands, Talkin, Wong.

ABSENT: Councilman Naygrow.

4850

Communication from Marcella Wulff thanking the Council for action regarding bicycle lanes, was re- ceived and ordered filed.

4851

Communication from the Sacramento Jaycees requesting that Council repeal Section 17.54 and 17.55 of the Sacramento City Code, limiting the hours of sale of fresh meat, was received and referred to the City Manager.

4852

Communication from the Sacramento Local Agency Formation Commission regarding minor boundary change of the City of Sacramento, was received and ordered filed.

4853

Together with report on subject, which was ordered filed, the City Manager presented the following ordinance, which was ordered to take its usual course:

ORDINANCE NO. _____, FOURTH SERIES

4854

AN ORDINANCE REPEALING AND REENACTING CHAPTER 36 OF THE SACRAMENTO CITY CODE RELATING TO SEWERS AND SEWAGE DISPOSAL.

Together with report on subject, which was ordered filed, the City Manager presented the following ordinance, which was ordered to take its usual course:

ORDINANCE NO. _____, FOURTH SERIES

4855

AN ORDINANCE REPEALING AND REENACTING SECTIONS 19.8-1 AND 19.8-2 OF CHAPTER 19 OF THE SACRAMENTO CITY CODE RELATING TO THE PROCEDURES FOR COLLECTION OF DELINQUENT GARBAGE COLLECTION SERVICE FEES.

Together with report on subject, which was ordered filed, the City Manager presented the following ordinance, which was ordered to take its usual course..

ORDINANCE NO. _____, FOURTH SERIES

4856 AN ORDINANCE REPEALING AND REENACTING SECTION 47.28 OF CHAPTER 47 OF THE SACRAMENTO CITY CODE RELATING TO THE PROCEDURES FOR COLLECTION OF DELINQUENT WATER ACCOUNTS.

In accordance with report and recommendation of the City Manager, Councilman Talkin moved that the following resolutions be adopted:

RESOLUTION NO. 506

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO:

4857 That the Mayor and City Clerk are hereby authorized and directed to execute a Grant Deed conveying Lot 11, Block F of Fairmond Tract to Mr. Curtis E. Williams. This Lot is an abandoned well site no longer needed by the City.

RESOLUTION NO. 507

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO:

4858 That the City Controller be and he is hereby authorized and directed to expend the sum of \$13,500.00 out of Street Maintenance and Construction Fund, 4102, for the purchase of Lots 30, 31 and the north 6 feet of Lot 32 of "Plat of Hill Park", being acquired for the proposed widening of 14th Avenue from Sacramento Boulevard to Stockton Boulevard.

RESOLUTION NO. 508

4859 RESOLUTION DECLARING THE RESULTS OF VOTES CAST IN THE SPECIAL MUNICIPAL ELECTION CONSOLIDATED WITH THE STATEWIDE GENERAL ELECTION HELD ON TUESDAY, NOVEMBER 3, 1970, AND AUTHORIZING AND DIRECTING THE MAYOR, THE CITY CLERK AND THE CITY ATTORNEY TO SUBMIT THE AMENDMENTS OF THE SACRAMENTO CITY CHARTER TO THE LEGISLATURE OF THE STATE OF CALIFORNIA FOR RATIFICATION AND APPROVAL.

RESOLUTION NO. 509

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

4860 That pursuant to Section 15 of the Sacramento City Charter, the City Council hereby calls for bids for the leasing of 12 acres of reserve park land property generally known as the Riverfront Park Site situated on Pocket Road, which is improved for agricultural purposes. Said call for bids shall be in accordance with the attached Notice to Bidder and the City Clerk is hereby instructed to publish said Notice to Bidders in compliance with the City Charter.

RESOLUTION NO. 510

4861 RESOLUTION APPROVING THE APPLICATION FOR LAND AND WATER CONSERVATION FUNDS CARL JOHNSTON PARK DEVELOPMENT PROJECT.

RESOLUTION NO. 511

4862 RESOLUTION APPROVING THE APPLICATION FOR LAND AND WATER CONSERVATION FUNDS REICHMUTH PARK DEVELOPMENT PROJECT.

RESOLUTION NO. 512

4863 RESOLUTION AUTHORIZING THE DEPARTMENT OF GENERAL SERVICES OF THE STATE OF CALIFORNIA TO PURCHASE ITEMS FOR THE CITY OF SACRAMENTO.

RESOLUTION NO. 513

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

4864 That pursuant to Section 251 of the Charter, the City Manager is hereby authorized to purchase in the open market without first advertising for bids, the City's gasoline requirements for the period of February 1, 1971, to January 31, 1972.

The above authorization is made for the sole purpose of permitting the City to participate in a joint solicitation of gasoline requirement bids by the County of Sacramento and other local governmental agencies.

RESOLUTION NO. 514

4865 BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

That pursuant to Section 15 of the Sacramento City Charter, the City Council hereby calls for bids for the subleasing of ground floor commercial spaces in the 10th and L Streets Parking Garage owned by the Parking Authority of the City of Sacramento and leased to the City of Sacramento, which is designated as Parcel 1 on the map on file in the Office of the City Clerk. Said call for bids shall be in accordance with the attached Notice to Bidders and the City Clerk is hereby instructed to publish said Notices to Bidders in compliance with the City Charter.

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(Reference is hereby made to original resolutions adopted on this date and set out in full in Resolution Record 1970, on file in the office of the City Clerk). Seconded by Councilman Ferrales and carried by the following vote:

AYES: Councilmen Ferrales, Franchi, Marriott, McGhee, McKinley, Sands, Talkin, Wong.

ABSENT: Councilman Naygrow.

In accordance with report and recommendation of the City Manager, Councilman Sands moved that the following resolution be adopted:

RESOLUTION OF AWARD NO. 4174

Resolution of award to W. O. G. Pipe Lines in amount of \$8,454.00, in the matter of the construction of a water distribution system in New Brighton Tract Water Assessment District. (Reference is hereby made to original resolution adopted on this date and set out in full in Resolution Record 1970, on file in the office of the City Clerk). Seconded by Councilman McKinley and carried by the following vote:

4866

AYES: Councilmen Ferrales, Franchi, Marriott, McGhee, McKinley, Sands, Talkin, Wong.

ABSENT: Councilman Naygrow.

In accordance with report and recommendation of the City Manager, Councilman Sands moved that:

4867

1. Agreement between McKeon Construction Company, owner and A. Teichert & Son, Inc., contractor, to improve by Private Contract a water distribution system complete in Franklin Villa Townhomes, under Proceedings No. 4159, be approved, and

2. Agreement between Cannon Brick Company, owners and Roto-Rooter Sewer Service Company, contractor, to improve by private contract, the construction of Sanitary Sewer in Harvard Street from the center line of Cannon Street to 169 feet North of the Center line of Cannon Street, be approved.

4868

Seconded by Councilman McKinley and carried by the following vote:

AYES: Councilmen Ferrales, Franchi, Marriott, McGhee, McKinley, Sands, Talkin, Wong.

ABSENT: Councilman Naygrow.

In accordance with report and recommendation of the City Manager, Councilman Sands moved that the following resolution be adopted:

RESOLUTION RESCINDING ALL PROCEEDINGS HAD OR TAKEN UNDER NUMBER 3435

RESOLVED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO:

That the following Resolution adopted by this Council, relating to the construction of sanitary sewers, pumping station and appurtenances in Pocket District - Southerly one-half, be, and the same is hereby rescinded and abandoned: Approving of Petition and Resolution Waiving the Provisions of Division 4 of the Streets and Highways Code of the State of California, No. 3435, approved on June 16th, 1960.

4869

Seconded by Councilman McKinley and carried by the following vote:

AYES: Councilmen Ferrales, Franchi, Marriott, McGhee, McKinley, Sands, Talkin, Wong.

ABSENT: Councilman Naygrow.

Petitions were filed by concerned merchants and citizens objecting to the temporary removal of parking from the south side of J Street between 8th and 15th Streets.

Sol Anapolsky, 916 J Street, appeared and spoke in support of the petitions.

Fred J. Groat, 877 - 53rd Street and Andrew Adams, a bus driver, spoke in favor of the parking ban.

After discussion, Councilman McGhee moved that parking be restored on J and L Streets. Seconded by Councilman Wong and lost by the following vote:

4870

AYES: Councilmen Franchi, McGhee, Talkin, Wong.

ABSENT: Councilman Naygrow.

NOES: Councilmen Ferrales, Marriott, McKinley, Sands.

Robert Beckett, 5070 Perry Avenue, belatedly appeared and opposed the adoption of Ordinance No. 2940 amending the City Code regarding Auctioneers License.

4871

Claim submitted by Arthur W. Brown, Brown & Meyer Insurance, Walnut Grove, on behalf of Mr. Sasaki in amount of \$78.29 for alleged damages to automobile due to an accident with a city vehicle on Millner Street, was considered at this time.

Councilman Talkin moved that foregoing claim be rejected and referred to the City's insurance carrier for disposition. Seconded by Councilman Franchi and carried by the following vote:

4872

AYES: Councilmen Ferrales, Franchi, Marriott, McGhee, McKinley, Sands, Talkin, Wong.

ABSENT: Councilman Naygrow.

4873

Fred D. Copeland, 1032 Commons Drive, appeared and read a petition requesting traffic signals on Howe Avenue at University Avenue and American River Drive. Mr. Copeland was advised that bids for just such signals would be received by Council on December 29, 1970 and that installation would be completed as promptly as possible.

4874

Sol Anapolsky, 916 J Street, again appeared and asked Council to consider the proposed business license ordinance on January 29, 1970. Mr. Anapolsky was advised that the Council Finance Committee would hold public hearings prior to March 1, 1971 on dates to be announced.

Council adjourned at the hour of 9:45 o'clock p. m.

APPROVED BY CITY COUNCIL ON DATE OF
December 22, 1970

Richard H. Hummel
MAYOR

ATTEST:

Elmer C. Cleveland

CITY CLERK