

MINUTES OF REGULAR MEETING  
 HONORABLE CITY COUNCIL OF THE CITY OF SACRAMENTO  
 JULY 8TH, 1938.

The Honorable City Council met in Regular Session on this date, Mayor Tom B. Monk presiding and Roll Call answered by the following:

Councilmen: Arnold, Bidwell, Coughlin, Harry, Kunz, Monk, Truesdale, Welsh.

ABSENT: Councilman Anderson.

Minutes of Regular Meeting of June 24th, 1938, and Special Meeting of June 30th, 1938, were read and approved.

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

LOT 116 "SWANSTON PSRK, UNIT NO. 1"

<u>NAME</u>	<u>AMOUNT OF BID</u>	<u>DEPOSIT</u>
Carl Oscar Johnson 916-8th St. Sacramento, Calif.	\$900.00	\$100.00
Abram Clement Penner and Dorris Susan Penner, 1526-25th St. Sacramento, Calif.	\$850.00	\$ 50.00

2 BIDS

LOTS NOS. 3 & 4 "WESTERN PACIFIC ADDITION"

<u>NAME</u>	<u>AMOUNT OF BID</u>	<u>DEPOSIT</u>
Don C. Wiese and Martha M. Wiese, 3820-20th Ave. Sacramento, California.	\$500.00	\$10.00

1 BID

LOT 115 "SMITH TRACT NO. 4"

<u>NAME</u>	<u>AMOUNT OF BID</u>	<u>DEPOSIT</u>
A. J. Perrone, 823 "J" St. Sacramento, Calif.	\$400.00	\$10.00

1 BID

LOT 29 "WRIGHT & KIMBROUGH TRACT NO. 32"

<u>NAME</u>	<u>AMOUNT OF BID</u>	<u>DEPOSIT</u>
Felix Bosio and Jean M. Bosio, 840-50th St. Sacramento, Calif.	\$550.00	\$50.00

1 BID

In accordance with provisions of Resolution No. 2345, continued hearing of protest against the construction of a sewer along the north line of Wright & Kimbrough College Tract was set for this date.

Mr. Sumner Mering, representing protestant Lillian Blauth, addressed the City Council.

Mr. Frank Talbot, representing protestant, addressed the City

HEARING  
SEWER  
W & K  
COLLEGE  
TRACT  
(2345)  
CON'T 1  
WEEK.

666

667

Council and submitted figures showing the property owned by the protestant comprises the majority of the property within the assessment district.

Mr. Harry Seymour, representing Wright & Kimbrough Company, addressed the City Council in favor of foregoing improvement.

Report of the City Manager, relative to protest against foregoing improvement, filed July 1st, 1938, was read and ordered filed.

After general discussion by Members of the City Council, Councilman Welsh moved that hearing on foregoing improvement be continued one week.

Seconded by Councilman Harry and carried by the following vote:

AYES: Councilmen Arnold, Bidwell, Coughlin, Harry, Kunz, Monk, Truesdale, Welsh.

ABSENT: Councilman Anderson.

Hearing having been set for this date and no protests having been received, City Manager presented the following Resolution recommending adoption:

RESOLUTION NO. 2336

"RESOLUTION APPROVING ASSESSMENT

"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 improving 42nd Street, from the southerly line of 'T' Street, to the northerly line of 'V' Street, in the City of Sacramento, the proceedings for the making of which improvement were initiated by the adoption of Resolution of Intention No. 2336;

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

"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 Kunz moved that the foregoing Resolution be adopted.

Seconded by Councilman Coughlin and carried by the following vote:

AYES: Councilmen Arnold, Bidwell, Coughlin, Harry, Kunz, Monk, Truesdale, Welsh.

ABSENT: Councilman Anderson.

Together with Report on Subject, which was ordered filed, City Manager presented the following Resolution recommending adoption:

RESOLUTION NO. 262

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

"That the sum of \$200,000.00 be transferred from the Cash Basis Fund to the General Fund.

"This resolution is passed under and by virtue of the authority given by Section 79 of the city charter.

Councilman Welsh moved that the foregoing Resolution be adopted.

RES. APPROV-  
ING ASSESS-  
MNET #2336,  
IMP 42ND,  
TO TO V  
ST. ADPT.

RES. 262  
TRANSFER  
\$200,000  
CASH BASIS  
FUND TO  
GENERAL  
FUND.  
ADOPTED.

668

669

Seconded by Councilman Harry and carried by the following vote:

AYES: Councilmen Arnold, Bidwell, Coughlin, Harry, Kunz, Monk, Truesdale, Welsh.

ABSENT: Councilman Anderson.

Together with Report on Subject, which was ordered filed, City Manager presented the following Resolution recommending adoption:

RESOLUTION NO. 263

"WHEREAS, the City of Sacramento owns and maintains a municipal water system, and

"WHEREAS, in the operation of such system, such municipality has developed an excess of water over and above the amount thereof which is necessary for the use of such municipality and its inhabitants, and

"WHEREAS, certain individuals and public districts desire to purchase water from said City of Sacramento,

"NOW, THEREFORE, under and by virtue of an Act of the Legislature of the State of California (Stats. 1911, p. 1394) permitting a municipality to sell an excess of water, the City Manager, through the Division of Water of said City, is hereby authorized to sell to such individuals desiring water a portion of said excess of water, as provided in Ordinance No. 555, Fourth Series, of the City of Sacramento.

Councilman Welsh moved that the foregoing Resolution be adopted.

Seconded by Councilman Kunz and carried by the following vote:

AYES: Councilmen Arnold, Bidwell, Coughlin, Harry, Kunz, Monk, Truesdale, Welsh.

ABSENT: Councilman Anderson.

In accordance with recommendation of the City Manager, which was ordered filed, Councilman Harry moved that application of Peter Macedo for transfer of pool parlor license from 1908-4th Street to 1908-3rd Street, be granted. Seconded by Councilman Truesdale and carried by the following vote:

AYES: Councilmen Arnold, Bidwell, Coughlin, Harry, Kunz, Monk, Truesdale, Welsh.

ABSENT: Councilman Anderson.

In accordance with recommendation of the City Manager, which was ordered filed, Councilman Arnold moved that application of K. Ogata for a pool parlor license at No. 1419-4th Street be granted. Seconded by Councilman Truesdale and carried by the following vote:

AYES: Councilmen Arnold, Bidwell, Coughlin, Harry, Kunz, Monk, Truesdale, Welsh.

ABSENT: Councilman Anderson.

RES. #263  
AUTHORIZ-  
ING SALE  
OF EXCESS  
WATER IN  
ACCORD-  
ANCE WITH  
ORD. 555,  
ADOPTED.

PERMIT,  
PETER  
MACEDO,  
POOLHALL  
TRANSFER  
FROM 1908  
TO 1908  
3RD STS.  
GRANTED.

PERMIT,  
K. OGATA,  
POOL HALL,  
1419  
4TH ST.  
GRANTED.

670

671

672

In accordance with recommendation of the City Manager, which was ordered filed, Councilman Bidwell moved that Specifications for furnishing and spreading approximately 90,000 gallons of Asphaltic Road Oil on the runways of the Sacramento Municipal Airport be approved and the City Clerk authorized to advertise for bids, to be received July 15th, 1938. Seconded by Councilman Arnold and carried by the following vote: AYES: Councilmen Arnold, Bidwell, Coughlin; Harry, Kunz, Monk, Truesdale, Welsh. ABSENT: Councilman Anderson.

673

Report of City Manager submitting Resolution creating the office of Third Battalion Chief of the Fire Department, at a yearly salary of \$3120.00 was ordered filed and action thereon continued one week.

674

In accordance with recommendation of the City Manager, which was ordered filed, Councilman Welsh moved that Specifications for furnishing one Coupe Type Automobile for the Water Department be approved and the City Clerk authorized to advertise for bids, to be received July 15th, 1938. Seconded by Councilman Coughlin and carried by the following vote:

675

AYES: Councilman Arnold, Bidwell, Coughlin, Harry, Kunz, Monk, Truesdale, Welsh.

ABSENT: Councilman Anderson.

In accordance with recommendation of the City Manager, which was ordered filed, Councilman Harry moved that bid submitted by Dan P. Maher Paint Company for furnishing approximately 1500 gallons White Traffic Lacquer for use of the Stores Division, be accepted. Seconded by Councilman Kunz and carried by the following vote:

676

AYES: Councilmen Arnold, Bidwell, Coughlin, Harry, Kunz, Monk, Truesdale, Welsh.

ABSENT: Councilman Anderson.

In accordance with recommendation of the City Manager, filed on this date, Agreement between William P. Carmody and the City of Sacramento for the maintenance of lawn and shrubs located on parcel of property at 42nd and "H" Streets was filed and the City Clerk directed to record same in office of the County Recorder.

Together with foregoing report, City Manager presented the following Resolution recommending adoption:

677

RESOLUTION NO. 264

RESOLUTION ACCEPTING BID NO. 264

"WHEREAS, the City of Sacramento is the owner of the following described property:

All that real property in the City of Sacramento, County of Sacramento, State of California, described as:

SPECS,  
90,000 GAL.  
ASPHALTIC  
ROAD OIL,  
AIRPORT,  
BIDS JULY  
15, 1938,  
APPROVED.

RES #  
CREATING  
POSITION  
OF 3RD  
BATTALION  
CHIEF, FIRE  
DEPT.  
CON'T 1  
WEEK.

SPECS, 1  
COUPE, WATER  
DEPT, BIDS  
JULY 15,  
APPROVED.

BID, DAN P  
MAHER PAINT  
CO. 1500  
GAL. WHITE  
TRAFFIC  
LACQUER,  
98¢ PER GAL.  
ACCEPTED.

RES. 264  
BID, WM.  
P. CARMODY  
TRACT 42nd  
& H ST.  
\$925.00  
ADOPTED.

Tract of land located at 42nd and 'H' Streets, and bounded as follows: On the south by the northerly line of 'Noble Court;' on the west by the alley first each of 42nd Street; on the east by Mission Way; and on the north by 'H' Street; and

"WHEREAS, it appeared to the City Council that it was for the best interests of the City to sell same; and

"WHEREAS, the City has offered said lot for sale upon sealed bids, after advertising according to law, to-wit: daily for five days; and

"WHEREAS, William P. Carmody presented his bid in the sum of \$925.00, understanding that all street improvement costs are included therein; and

"WHEREAS, it is the judgment of the City Council that the property is not, at this time, of value great enough that it can be sold by the City for the sum of delinquent taxes and delinquent assessments for street work against it; and

"WHEREAS, said William P. Carmody was the highest and best bidder, and said bid is not disproportionate to the value of said property; and

"WHEREAS, the acceptance thereof will be for the benefit and best interests of the City of Sacramento;

"NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO:

"That, for and in consideration of the premises, it is ordered that the said bid of the said William P. Carmody above mentioned be accepted for said lot, and that the Mayor and City Clerk be authorized to make, execute and deliver the proper conveyance therefor upon the receipt of the consideration offered in said bid.

"AND IT IS FURTHER RESOLVED that the City Controller is hereby authorized and directed to pay to the City Treasurer the remaining installments of street work which are a lien against the said lot; and thereafter the Superintendent of Streets shall show on his record the assessment 'PAID IN FULL.'

Councilman Coughlin moved that the foregoing Resolution be adopted.

Seconded by Councilman Kunz and carried by the following vote:

AYES: Councilmen Arnold, Bidwell, Coughlin, Harry, Kunz, Monk, Truesdale, Welsh.

ABSENT: Councilman Anderson.

Together with report on Subject, which was ordered filed, City Manager presented the following Ordinance recommending adoption:

ORDINANCE NO. 784, FOURTH SERIES

"AN ORDINANCE CLOSING, VACATING AND ABANDONING THE ALLEY BETWEEN SERRA WAY AND 'T' STREET, FROM A POINT 82.06 FEET EAST OF THE EASTERLY LINE OF 34TH STREET, TO THE WESTERLY LINE OF THE ALLEY FIRST EAST OF 34TH STREET, WHICH RUNS NORTH AND SOUTH BETWEEN SERRA WAY AND 'T' STREET, IN THE CITY OF SACRAMENTO".

ORD.784  
CLOSING  
ALLEY  
SERRA  
WAY & T  
ST, 34TH  
ST. EAST-  
ERLY,  
ADOPTED.

Councilman Arnold moved that foregoing Ordinance be brought to an immediate vote. Seconded by Councilman Bidwell and carried by the following vote:

AYES: Councilmen Arnold, Bidwell, Coughlin, Harry, Kunz, Monk, Truesdale, Welsh.

ABSENT: Councilman Anderson.

Councilman Arnold moved that foregoing Ordinance be adopted. Seconded by Councilman Bidwell and carried by the following vote:

AYES: Councilmen Arnold, Bidwell, Coughlin, Harry, Kunz, Monk, Truesdale, Welsh.

ABSENT: Councilman Anderson.

RES. #265  
CANCEL  
TAXES, LOT  
1, FAIR  
PARK, LOTS  
1111, 2024,  
3001 ELM-  
FURST, ADPT.

Together with Report on Subject, which was ordered filed, City Manager presented the following Resolution recommending adoption:

RESOLUTION NO. 265

"RESOLUTION CANCELLING TAXES

"WHEREAS, the application of the City of Sacramento for cancellation of the taxes upon the real property hereinafter described, now owned by said City, having been presented; and

"WHEREAS, it appearing that, under and by virtue of Section 3804-a, Political Code, said taxes should be cancelled;

"NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO:

"That said taxes should be cancelled.

"The real property upon which said taxes are so cancelled is situated in the City of Sacramento, County of Sacramento, State of California, and is described as follows:

Lot 1 'Fair Park'  
Lot 1111 'Elmhurst'  
Lot 2024 "  
Lot 3001 "

That certain tract of land bounded:  
Northeasterly by Southwesterly line of  
right-of-way of Central Pacific Railroad  
Co.; Southeasterly by 65th Street;  
Southwesterly by the Northeasterly line  
of 'J' Street Road; and Northwesterly by  
Southeasterly line of a tract of land  
now owned by Mary E. Stafford and Mabel  
M. Geiger.

"The taxes hereinbefore referred to are hereby made to include:

"All of the amounts shown on the delinquent rolls in the office of the City Controller."

Councilman Welsh moved that the foregoing Resolution be adopted.

Seconded by Councilman Harry and carried by the following vote:

AYES: Councilmen Arnold, Bidwell, Coughlin, Harry, Kunz, Monk, Truesdale, Welsh.

ABSENT: Councilman Anderson.

679

RES. APPROV-  
ING ASSESS-  
MENT 2336,  
IMP 42ND,  
T TO V  
STREET,  
ADOPTED.

In accordance with provisions of Resolution of Preliminary De-termination No. 2346, adopted June 10th, 1938, the City Engineer presented a report in the matter of the improvement of "Y" Street, from Stockton Boulevard to 45th Street, together with the following Resolution fixing the time and place of hearing thereon:

RESOLUTION APPROVING REPORT AND FIXING TIME AND  
PLACE OF HEARING THEREON NO. 2346

"WHEREAS, the City Council of the City of Sacramento did heretofore, and on the 10th day of June, 1938, order the preparation by the City Engineer of the City of Sacramento of a Report under the provisions of Section 3 of the 'Special Assessment Investigation, Limitation and Majority Protest Act of 1931,' and covering certain proposed improvements on 'Y' STREET, in the City of Sacramento, from the easterly line of Stockton Boulevard, to the easterly line of 45th Street; and

"WHEREAS, said report has been duly completed and presented to this City Council;

"NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO:

680

"That said Report, having been duly examined and considered by said City Council, the same is hereby approved; and it is hereby ordered that said Report be forthwith filed with the Clerk of this City Council, and that said Clerk endorse thereon the fact and date of its approval.

"IT IS FURTHER RESOLVED that this City Council hereby fixes the 19th day of August, 1938, at the hour of 8:15 o'clock P.M. as the time for hearing upon the said report; and hereby orders that said hearing shall be held and conducted by the City Council at the City Council Chamber in the City Hall of 'I' Street, between 9th and 10th Streets, in said City of Sacramento. The Clerk of the City Council is hereby ordered and directed to give notice of said hearing in the time, form and manner provided by law. "

Councilman Welsh moved that the foregoing Resolution be adopted.

Seconded by Councilman Harry and carried by the following vote:

AYES: Councilmen Arnold, Bidwell, Coughlin, Harry, Kunz, Monk, Truesdale, Welsh.

ABSENT: Councilman Anderson.

In accordance with recommendation of the City Manager, which was ordered filed, Councilman Kunz moved that the City Clerk be directed to advertise for the sale of the following lots owned by the City of Sacramento, bids to be received July 15th, 1938:

S. 10' Lot 4 and  
N. 30' Lot 3 "Golf Terrace

Lot 29 "W. & K. Tract #32"

Seconded by Councilman Coughlin and carried by the following vote:

AYES: Councilmen Arnold, Bidwell, Coughlin, Harry, Kunz, Monk, Truesdale, Welsh.

ABSENT: Councilman Anderson.

Together with Report on Subject, which was ordered filed, City Manager presented the following Resolution recommending adoption:

RESOLUTION NO. 267 CITY COUNCIL

"Resolution accepting bid of John R. Murray and Helena J. Murray, in the sum of \$100.00, for the East fraction of the south one-half (S $\frac{1}{2}$ ) of Lot 16, Block 45 'South Sacramento'. (Reference is hereby made to original Resolution No. 267, Resolution Record 1938-1939, on file in the office of the City Clerk."

Councilman Arnold moved that the foregoing Resolution be adopted.

Seconded by Councilman Truesdale and carried by the following vote:

AYES: Councilmen Arnold, Bidwell, Coughlin, Harry, Kunz, Monk, Truesdale, Welsh.

ABSENT: Councilman Anderson.

Together with Report on Subject, which was ordered filed, City Manager presented the following Resolution recommending adoption:

RESOLUTION NO. 266 CITY COUNCIL

"Resolution accepting bid of George E. Hooper, in the sum of \$450.00 for Lot 1 'Fair Park'. (Reference is hereby made to original Resolution No. 266, Resolution Record 1938-1939, on file in the office of the City Clerk."

Councilman Arnold moved that the foregoing Resolution be adopted.

AUTHORIZING SALE OF CITY LOTS, BIDS JULY 15TH

RES. #267 BID, JOHN R. MURRAY, E. FRACTION S $\frac{1}{2}$  LOT 16, BLK 45, SO. SACTO. \$100.00 ADOPTED.

RES. #266 BID, GEO E. HOOPER LOT 1, FAIR PARK, \$450.00 ADOPTED.

681

682

682

Seconded by Councilman Truesdale and carried by the following vote:

AYES: Councilmen Arnold, Bidwell, Coughlin, Harry, Kunz, Monk, Truesdale, Welsh.

ABSENT: Councilman Anderson.

Report of the Chief of Police recommending denial of application of Joe King for permit to conduct dancing in conjunction with a restaurant business now established at No. 321 "K" Street was ordered filed and action thereon continued one week.

683

Communication from the Y Street Improvement Club relative to a public hearing to be held before the City Planning Commission July 12th, 1938, at 5:00 o'clock P.M. for the purpose of considering a petition to change the name of "Y" Street to Broadway, was ordered filed.

684

Communication from W. S. Macfarlane expressing appreciation for the adoption of an ordinance prohibiting the use of fire works was read and ordered filed.

685

CITY COUNCIL CONTRACT NO. 544

CONTRACT McGillivray Construction Company furnishing asphaltic concrete mixture and asphaltic mix in the amount of \$10,150.00 for Maintenance of City Streets.

Contract Bond in the amount of \$5,075.00 with George C. Bassett and Geo. Spilman as sureties.

686

In accordance with specifications and bid submitted June 24th, 1938.

Councilman Harry moved that the foregoing Contract be approved. Seconded by Councilman Bidwell and carried by the following vote:

AYES: Councilmen Arnold, Bidwell, Coughlin, Harry, Kunz, Monk, Truesdale, Welsh.

ABSENT: Councilman Anderson.

Before Adjournment, Council carefully compared bids received on this date with record kept by City Clerk and found record and bids to be similar in every particular.

Council Adjourned at hour of 8:58 P.M.

APPROVED BY CITY COUNCIL ON DATE OF JULY 15TH, 1938.

ATTEST:

*H. G. Denton*

CITY CLERK.

*James B. Monk*  
MAYOR

PERMIT,  
JOE KING,  
DANCING IN  
RESTAURANT,  
321 K ST.  
CON'T 1  
WEEK.

COM. Y  
ST. IMP  
CLUB RE  
PUBLIC  
HEARING,  
PLAN COM,  
CHANGING  
Y ST TO  
BROADWAY,  
FILED.

COM, W S  
MACFARLANE  
APPRECIATION  
FOR BANK ON  
FIREWORKS,  
FILED.

CONT #544  
MCGILLIVRAY  
CONST CO.  
ASPHALTIC  
CON MIX &  
STABILIZED  
ASPHALTIC  
MIX,  
\$10,150.00  
APPROVED.