

REGULAR MEETING
SACRAMENTO CITY COUNCIL
OCTOBER 2, 1958

The Honorable City Council met in regular session on this date at hour of 7:40 o'clock P. M., Mayor Azevedo presiding and roll call was answered as follows:

Councilmen Azevedo, Lobner, Sayre, Seymour and Shelby.

ABSENT: Councilmen Culjis, Marty, McKinney and Wood.

The City Clerk reported having furnished each member with a copy of proceedings of previous meeting. The minutes of Regular Meeting of September 25, 1958 and Special Meeting of September 30, 1958 were ordered approved.

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

Construction of Airplane Parking Area -
Municipal Airport

9576

Item No.	Item	Estimated Quantity		Units	
1.	Excavation Grading	1,904		cu. yds.	
2.	Fill Grading	120		cu. yds.	
3.	15" Corr. Metal Pipe, 12 gauge to place	680		lin. ft.	
4.	8" V. C. Pipe to place	6		lin. ft.	
5.	Gutter Drain, Cut No. 20 to place	2		each	
6.	Asphaltic Concrete Pavement to place	1,180		tons	
7.	Crusher Run Base to place	2,360		tons	

Item No.	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
1.	0.50	952.00	1.00	1,904.00	0.80	1,523.20	1.15	2,189.60
2.	0.45	54.00	0.50	60.00	0.80	96.00	0.50	60.00
3.	8.50	5,780.00	6.95	4,726.00	6.50	4,420.00	8.50	5,780.00
4.	5.00	30.00	3.00	18.00	3.00	18.00	15.00	90.00
5.	75.00	150.00	90.00	180.00	90.00	180.00	80.00	160.00
6.	6.00	7,080.00	5.95	7,021.00	6.50	7,670.00	6.80	8,024.00
7.	2.40	5,664.00	2.60	6,136.00	3.00	7,080.00	2.95	6,962.00
TOTAL		\$19,710.00		\$20,045.00		\$20,987.20		\$23,265.60

Bid Deposit	10% bid bond	10% bid bond	10% bid bond	10% bid bond

Demolition and Removal of Building at 928 "H" Street

ALTERNATE ITEM

9577

	<u>Total Price</u>	<u>Bid Deposit</u>
Lakeview Building Wrecking Co. 3210 West Capitol Avenue West Sacramento, California	\$1,435.00	10% Bid Bond
Arons Building Wrecking Co. 4225 West Capitol Avenue West Sacramento, California	\$1,840.00	10% Bid Bond

Councilman Marty arrived.

The City Attorney presented condemnation proceedings covering a building at 2114 Alhambra Boulevard (Community Towel Service Building).

After discussion and in accordance with remarks of the City Attorney at the City Building Inspector, Councilman Lobner moved that action in connection with said condemnation proceedings be continued to date of October 16, 1958. Seconded by Councilman Shelby and carried by the following vote:

9578

AYES: Councilmen Azevedo, Lobner, Marty, Sayre, Seymour and Shelby.

ABSENT: Councilmen Culjis, McKinney and Wood.

October 2, 1958

Councilmen Culjis and McKinney arrived.

Hearing on the appeal of the Golden Empire Council, Boy Scouts of America, versus denial of the City Planning Commission for a Special Permit to enlarge Boy Scouts headquarters at 2562 Portola Way, was had at this time.

Communication from R. N. Withrow, favoring the appeal was read and ordered filed.

Mr. Bert E. Geisreiter, Vice President of the Golden Empire Council, addressed the Council in favor of the appeal.

Attorney Lauren Dahl, 200 Forum Building, also addressed the Council on behalf of the Golden Empire Council and verbally set forth reasons why the appeal should be granted. **9579**

Miss Nevada Carney, 2533 Portola Way and Mrs. Katherine Cunningham, 2502 Portola Way and Mr. Richard Gunther, 2462 Portola Way, et al, addressed the Council opposing the appeal.

City Planning Director Rathfon also addressed the Council and verbally informed the Council of reasons why the City Planning Commission had denied the request.

After discussion, Councilman Seymour moved that the hearing be closed and action thereon continued to date of October 9, 1958. Seconded by Councilman Marty and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Marty, McKinney, Sayre, Seymour, and Shelby.

ABSENT: Councilman Wood.

Having been continued from September 25, 1958, ordinance approving modifications to Project 2-A, a portion of Redevelopment Area No. One, consideration was had at this time..

Councilman Marty thereupon introduced and moved that the following ordinance be brought to immediate vote:

ORDINANCE NO. 2088, FOURTH SERIES

AN ORDINANCE AMENDING ORDINANCE NO. 1936, FOURTH SERIES, PASSED SEPTEMBER 13, 1955, AND ENTITLED "AN ORDINANCE APPROVING THE REDEVELOPMENT PLAN FOR THE CAPITOL MALL AREA, PROJECT AREA NO. 2-A (A PORTION OF RDEVELOPMENT AREA NO. ONE), " AS AMENDED, AND MAKING THIS ORDINANCE AN EMERGENCY MEASURE TO TAKE EFFECT IMMEDIATELY.

Seconded by Councilman Seymour and carried by the following vote: **9580**

AYES: Councilmen Azevedo, Culjis, Lobner, Marty, McKinney, Sayre, Seymour and Shelby.

ABSENT: Councilman Wood.

Councilman Marty thereupon moved that foregoing ordinance be adopted. Seconded by Councilman Seymour and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Marty, McKinney, Sayre, Seymour and Shelby.

ABSENT: Councilman Wood.

With letter of transmittal, which was ordered filed, the Assistant City Manager presented and Councilman Seymour moved that specifications for furnishing two (2) 5,000 gallon Steel Pressure Water Tanks for use in well installations, at an estimated cost of \$2,400.00, 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 October 16, 1958. Seconded by Councilman Marty and carried by the following vote: **9581**

AYES: Councilmen Azevedo, Culjis, Lobner, Marty, McKinney, Sayre, Seymour and Shelby.

ABSENT: Councilman Wood.

9582

List of withdrawals from the Contingent Fund, for the month of July, 1958, in amount of \$238.52, was read and ordered filed.

9583

List of withdrawals from the Contingent Fund, for the month of August, 1958, in amount of \$75.00, was read and ordered filed.

9584

In accordance with report of the Assistant City Engineer and recommendation of the Assistant City Manager, Councilman Seymour moved that all bids received on date of September 25, 1958, for the construction of parking area in Miller Park, be rejected and that the job be readvertised at a future date.

Seconded by Councilman Marty and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Marty, McKinney, Sayre, Seymour and Shelby.

ABSENT: Councilman Wood.

9585

In accordance with application and recommendation of the Assistant City Manager, Councilman Shelby moved that permission be granted to Standard Oil Company to install two (2) 5,000 gallon and relocate one (1) 2,000 gallon underground storage tanks at 4800 Freeport Boulevard.

Seconded by Councilman Lobner and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Marty, McKinney, Sayre, Seymour and Shelby.

ABSENT: Councilman Wood.

9586

In accordance with application and recommendation of the Assistant City Manager, Councilman McKinney moved that permission be granted Albert Givan to install a 1,000 gallon underground gasoline storage tank on the premises located at 3640 J Street to replace a 550 gallon tank now located on the same premises. Seconded by Councilman Lobner and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Marty, McKinney, Sayre, Seymour and Shelby.

ABSENT: Councilman Wood.

Councilman McKinney thereupon moved that the following resolution be adopted:

RESOLUTION NO. 1059

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

That ALBERT GIVAN and LILLIAN T. GIVAN be and they are hereby granted a revocable permit to install a ONE (1) 1000 GALLON GASOLINE STORAGE TANK at 3640 "J" Street, to replace a 550 gallon tank located at the same address.

This permit is granted upon the condition that said permittees shall protect and save harmless the City of Sacramento from all damages, costs, and causes of actions which might arise in the installation of said tank.

This permit is granted upon the further condition that in case of removal of said tank, the cost will be borne by the property owners, without expense to the City, and is granted pursuant to application of Albert Givan and Lillian T. Givan dated September 24, 1958.

Seconded by Councilman Lobner and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Marty, McKinney, Sayre, Seymour and Shelby.

ABSENT: Councilman Wood.

9586 application of

Councilman Shelby introduced and moved adoption of the following resolution:

RESOLUTION NO. 1060

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

That there is hereby appropriated out of UNAPPROPRIATED RESERVE to BUDGET 11 (CIVIL SERVICE-RETIREMENT) the sum of \$1500.00, to cover the cost of preparing new Operative Tables made necessary by the change in the retirement interest rate from 2½% to 3%, effective July 1, 1958.

9590

Seconded by Councilman McKinney and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Marty, McKinney, Sayre, Seymour and Shelby.

ABSENT: Councilman Wood.

In response to a question by Councilman Culjis, City Engineer Fairbairn addressed the Council concerning operations at the City Dump; stating further that a smog report was expected to be received from a committee appointed to investigate smog, within a period of two weeks.

Councilman Seymour addressed the Council and moved that when the Council adjourns, it do so out of respect to the memory of Mary B. White, deceased former employee in the City Health Department.

9591

Seconded by Councilman Sayre and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Marty, McKinney, Sayre, Seymour and Shelby.

ABSENT: Councilman Wood.

Councilmen Marty and McKinney and Sayre were excused from the meeting.

Communication from Mr. E. J. Petersen, President of the Santa Anita Improvement Club requesting an annexation study in the Northeast area, was received and referred to the City Manager.

9592

Communication from V. E. Niesel, relative to smog in the Sacramento area, was received and referred to the City Manager.

9593

Invitation to attend National Guard maneuvers to be conducted at Paradise Beach, River Park, on date of October 5, 1958, was received and ordered filed.

9594

Invitation to attend installation and dance of the Filipino Civic Club Inc., to be held at 225 Capitol Avenue, was received and ordered filed.

9595

Invitation to attend meeting of the Associated Home Builders of Sacramento, Inc., to be held at the Sacramento Inn on date of November 5, 1958, was read and ordered filed.

9596

Communication from the Kiwanis Club of River Park, endorsing maneuvers to be conducted by the California National Guard at Paradise Beach, was received and ordered filed with the thanks of the City Council.

9597

Request of Johnny DeLaney, for a hearing before the City Council versus denial of a request for a restaurant license at 726 Merchant Street (Little Bagdad), was received and set for hearing at Council meeting to be held on date of October 9, 1958, at hour of 7:30 o'clock P.M.

9598

Communication from the River Park Garden Club thanking the City Council for arranging the use of

9599

Councilman Seymour introduced and moved adoption of the following resolution:

RESOLUTION NO. 1061

WHEREAS, the untimely passing on September 24, 1958, as removed from our midst one of our most beloved and loyal City employees in the person of Harold S. Griffith; and

WHEREAS, Harold S. Griffith, during his active and civic minded career, rendered distinguished service to the City of Sacramento over a long period of years as a Supervisor in the office of the City Controller and as one of Sacramento's most progressive citizens;

9600

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Sacramento that our heartfelt condolences be extended to the widow of Harold S. Griffith; and

BE IT FURTHER RESOLVED that a copy of this resolution, properly executed by every member of the City Council, be prepared and delivered to the widow of Harold S. Griffith.

Seconded by Councilman Culjis and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Seymour and Shelby.

ABSENT: Councilmen Marty, McKinney, Sayre and Wood.

In accordance with report of the City Attorney, Councilman Lobner moved that the following resolution authorizing the execution of a Lease between the City of Sacramento and The River Lines, Inc., for the letting of the wharf facilities owned by the City located at Front Street and Capitol Avenue, be adopted:

RESOLUTION NO. 1062

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

That the City of Sacramento hereby accepts all of the terms and conditions of that certain LEASE by and between CITY OF SACRAMENTO, a municipal corporation, therein called "Lessor" and THE RIVER LINES, INC., therein called "Lessee" covering the lease of M Street Wharf and the adjacent property directly down stream, to and including the open dock between O and P Streets, at the rate of \$400.00 per month.

9601

The Mayor and City Clerk are hereby authorized to execute said Lease for and on behalf of the City of Sacramento.

Seconded by Councilman Shelby and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Seymour and Shelby.

ABSENT: Councilmen Marty, McKinney, Sayre and Wood.

With letter of transmittal, which was ordered filed, the Assistant City Manager presented and Councilman Culjis moved that the following resolution be adopted:

RESOLUTION NO. 1063

WHEREAS, the State of California has acquired fee title in and to the hereinafter described real properties; and

WHEREAS, the State of California, pursuant to the provisions of Section 4986, Revenue and Taxation Code, has requested the cancellation of any and all current and unpaid taxes heretofore levied by the City of Sacramento on said real properties,

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

That 1958-1959 taxes levied by the City of Sacramento be, and the same are hereby cancelled and that the Auditor of the said City of Sacramento be and he is hereby directed to carry into effect this resolution.

9602

The real properties affected by this resolution are all those certain lots, pieces or parcels of land situated in the City of Sacramento, State of California, particularly described as follows:

<u>NAME</u>	<u>DESCRIPTION</u>
PETER J. FREITAG and CATHERINE J. FREITAG	The fee simple interest in and to a portion of that certain parcel of land in Lot 3, in Tract 16, as shown on the "Supplemental Plat Showing Louisiana Tract;" which real property is more particularly described in that certain Deed to the State of California dated June 26, 1958, and recorded August 12, 1958, in Book 3566, Page 315, Official Records of Sacramento County.
EARL J. HARRIS and KATHERINE M. HARRIS, husband and wife as joint tenants	The fee simple interest in and to a portion of

Lots 7 and 8, Block "A", as per the plat of "Gould or Brooke REalty Co's. Subdivision No. 112," filed in the office of the Recorder of Sacramento County on April 4, 1908, in Book 8 of Maps, Map No. 46, EXCEPTING THEREFROM the part thereof deeded to the State of California by deed recorded August 2, 1957, in Book 3346 at Page 106, Official Records of Sacramento County.

Said portion is all that part thereof bounded and described as follows:

BEGINNING at a point distant N. 79° 33' 57" W. 551.06 feet from the railroad spike marking the intersection of the centerlines of 19th Avenue and 33rd Street; said point is also distant 110.00 feet Westerly, measured radially from Engineer's Station "B4" 739 plus 50.00 of the Base line of the Department of Public Works' 1953 Survey from 2 miles South of Florin Road to 30th and "U" Streets in Sacramento, road III-Sac-4-b, Sac (The California State Zone II coordinates of said point of beginning are X equals 2,150,861.31 and Y equals 322,878.39); THENCE, from said point of beginning N. 2° 36' 16" W. 67.84 feet, to a point in the Westerly line of said Lot; thence S. 18° 22' 26" W. 63.32 feet, to the Southwesterly corner of said Lot; thence S. 71° 34' 55" E. 24.29 feet; to the point of beginning.

Said portion contains 750 square feet, more or less.

JOHN MATTILA and LILA L. MATTILA,
his wife

The fee simple interest in and to Lot 55, as per the "Plat of South Curtis Oaks Vista," filed in the office of the Recorder of Sacramento County, California, on March 7, 1939, in Book 21 of Maps, Map No. 8.

MARION HUMPHREYS and GENE E.
HUMPHREYS

The fee simple interest in and to all that portion of Lot 24, as said Lot is shown on the "Plat of Freeport Park;" which real property is described in that certain Deed to the State of California dated April 18, 1958, and recorded June 12, 1958, in Book 2527 of Official Records, Page 5, Sacramento County Records.

E. R. PEMBERTON, et al

A portion of that certain parcel of land in Lot 2 of original Lot or Tract 16, as shown on the Official "Supplemental Plat showing Louisiana Tract" filed in the Office of the County Recorder of Sacramento County, June 21,

1892, in Book 3 of Maps, Map No. 5, particularly described as follows:

9602

Beginning at the Southeast corner of said Lot 2 and running Northerly along the Easterly boundary line of said Lot a distance of 74.15 feet; thence Westerly along a line parallel with the Southerly boundary line of said Lot a distance of 301.03 feet to the Easterly line of the Lower Stockton Road; thence Southeasterly along the Easterly line of said Lower Stockton Road, a distance of 75.44 feet to the Southwest corner of said Lot 2; thence Easterly along the Southerly line of said Lot a distance of 286.64 feet to the point of beginning.

EXCEPTING that portion conveyed to the State of California for a freeway by Deed to the State of California recorded April 27, 1956, in Book 3069 of Official Records, Sacramento County page 595.

Said portion is all that part thereof bounded and described as follows:

BEGINNING at a point in the South line of said parcel of land, distant N. 24° 43' 01" W. 401.59 feet from the roofing nail 0.11 feet West of the intersection of the centerlines of 16th Avenue and Franklin Blvd; said point is also distant 165.30 feet Westerly, measured radially from the Engineer's Station "B4" 750 plus 19.54 of the base line of the Department of Public Works' 1953 Survey from 2 miles South of Florin Road to 30th and "U" Streets in Sacramento, road III-Sac-4-B, Sac, (The California State Zone II coordinates of said tpoint of beginning are X equals 2,150,661.42 and Y equals 318,027.04); THENCE, from said point of beginning, N. 9° 06' 55" W. 74.98 feet, to a point in the North line of said parcel of land; thence N. 89° 43' E. 10.34 feet, to the Northwesterly corner of said parcel of land conveyed to the Stqte of California; thence S. 9° 06' 55" E. 74.98 feet, to eh Southwesterly corner of said parcel of land conveyed to the State of Califrnia;; thence S. 89° 43' W. 10.35 feet, to the point of beginning.

Said portion contains 770 square feet, more or less.

JOE G. DEFARIA and FARANCES DEFARIA

The fee simple interest in and to Lot 16 and 17, according to the "Plat of Subdivision of Block 1 and

Resubdivision of Lots 1,2, 3 and 4 in Block 2 of Oak Park," filed in the office of the Recorder of Sacramento County, on June 28, 1922, in Book 17 of Maps, Map No. 5.

JOHN DEKUL and MYRTLE SEKUL

The fee simple interest in and to real property described as Parcel No. 14-A and Parcel No. 14-B in

Final Order of Condemnation dated April 4, 1958, and recorded April 4, 1958, in Volume 3485 of Official Record, Page 262, Sacramento County Recorder.

Seconded by Councilman Seymour and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Seymour and Shelby.

ABSENT: Councilmen Marty, McKinney, Sayre and Wood.

In accordance with report of the Assistant City Engineer and recommendation of the City Manager,

Councilman Seymour moved that the following resolution be adopted:

RESOLUTION NO. 1064

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

That the City of Sacramento hereby accepts all of the terms and conditions of that certain AGREEMENT by and between THE CITY OF SACRAMENTO, a political subdivision of the State of California, therein called the "Owner" and COX & LISKE, Whitson W. Cox, Architect, therein called the "Architect," covering design and construction of fire stations for the City of Sacramento.

9603

The Mayor and City Clerk is hereby authorized to execute said Agreement for and on behalf of the City of Sacramento.

Seconded by Councilman Culjis and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Seymour and Shelby.

ABSENT: Councilmen Marty, McKinney, Sayre and Wood.

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

RESOLUTION ORDERING WORK
NO. 3277

Resolution ordering work, which calls for bids to be received on date of October 23, 1958, in the matter of the improvement of Way, Avenue, Drives and Rights of Way within and adjacent to Golf Course Terrace Unit No. 19, (as the same is shown on the official Plat thereof filed in the office of the Sacramento County Recorder). (Reference is hereby made to original resolution adopted on this date and set out in full in Resolution Redord 1958 on file in office of the City Clerk).

9604

Seconded by Councilman Shelby and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Seymour and Shelby.

ABSENT: Councilmen Marty, McKinney, Sayre, and Wood.

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

RESOLUTION APPROVING MAP AND DIAGRAM NO. 3278

Resolution approving map and diagram in the matter of the construction of a Water Distribution System complete on 29th Avenue from the center line of Franklin Boulevard to the Westerly Boundary of City Farms (as the same is shown on the official Plat thereof filed in the office of the Sacramento County Recorder); 28th Street from the Southerly line of 26th Avenue to a point located 215 feet South of the center line of Fruitridge Road; Improving Right of Way along the Easterly 3.00 feet of the South One-Half of the West One-Half of Lot 3 of said City Farms. (Reference is hereby made to original resolution adopted on this date and set out in full in Resolution Record 1958 on file in office of the City Clerk.)

9605

Seconded by Councilman Shelby and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Seymour and Shelby.

ABSENT: Councilmen Marty, McKinney, Sayre and Wood.

RESOLUTION APPROVING PLANS, GRADES AND SPECIFICATIONS NO. 3278

Resolution approving plans, grades and specifications in the matter of the construction of a Water Distribution System, complete on 29th Avenue from the center line of Franklin Boulevard to the Westerly Boundary of City Farms (as the same is shown on the official Plat thereof filed in the office of the Sacramento County Recorder); 28th Street from the Southerly line of 26th Avenue to a point located 215 feet South of the center line of Fruitridge Road; Improving Right of Way along the Easterly 3.00 feet of the South One-Half of the West One-Half of Lot 3 of said City Farms. (Reference is hereby made to original resolution adopted on this date at hour of and set out in full in Resolution Record 1958 on file in office of the City Clerk).

9605

Seconded by Councilman Shelby and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Seymour and Shelby.

ABSENT: Councilmen Marty, McKinney, Sayre and Wood.

RESOLUTION OF INTENTION NO. 3278

Resolution of intention, which sets a hearing for date of October 23, 1958, in the matter of the improvement of 29th Avenue from the center line of Franklin Boulevard to the Westerly Boundary of City Farms (as the same is shown on the official Plat thereof filed in the office of the Sacramento County Recorder); 28th Street from the Southerly line of 26th Avenue to a point located 215 feet South of the center line of Fruitridge Road;

9605

Improving Right of Way along the Easterly 3.00 feet of the South One-Half of the West One-Half of Lot 3 of said City Farms. (Reference is hereby made to original resolution adopted on this date and set out in full in Resolution Record 1958 on file in office of the City Clerk).

Seconded by Councilman Shelby and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Seymour and Shelby.

ABSENT: Councilman Marty, McKinney, Sayre and Wood.

In accordance with request of the City Engineer and recommendation of the Assistant City Manager

Councilman Lobner moved that the following resolution be adopted:

RESOLUTION NO. 3295

WHEREAS, a petition has been filed with the City Council requesting that proceedings be adopted for the improvement of Road, Ways, Avenues, Street and Rights of Way within and adjacent to Meadowview Village Unit No. 2 (as the same is shown on the official Plat thereof filed in the office of the Sacramento County Recorder), in the City of Sacramento, and

WHEREAS, the signers of said petition state that they are all of the Owners of more than 60% of the area liable for Assessment for said work and improvement, and they expressly "WAIVE" the provisions of Division 4 of the "Streets and Highways Code of the State of California", (The Special Assessment Investigation, Limitation and Majority Protest Act of 1931), as amended, and all investigations, proceedings and reports provided for therein, and

9606

WHEREAS, the said petition has been checked by the City Engineer's Office and found that the WAIVER is signed by the Owners of more than 60% of the Area liable for Assessment for said work.

NOW, THEREFORE, BE IT RESOLVED by the City Council that the said petition is hereby approved and granted, and

BE IT FURTHER RESOLVED, that the City Council hereby finds and determines that the WAIVER in said petition is signed by the Owners of more than 60% of the Area liable for said work and improvement and hereby directs that proceedings for said work be authorized as provided in Division 7 of the said Streets and Highways Code, THE IMPROVEMENT ACT OF 1911.

Seconded by Councilman Shelby and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Seymour and Shelby.

ABSENT: Councilman Marty, McKinney, Sayre and Wood.

In accordance with report of the City Engineer and recommendation of the Assistant City Manager,

Councilman Lobner moved that the following resolution be adopted:

RESOLUTION NO. 3294

WHEREAS, a petition has been filed with the City Council requesting that proceedings be adopted for the improvement of the Southerly One-Half of 14th Avenue from the Westerly line of 65th Street, North, to the center line of Reding Avenue in the City of Sacramento, and

WHEREAS, the signers of said petition state that they are all of the Owners of more than 60% of the area liable for Assessment for said work and improvement, and they expressly "WAIVE" the provisions of Division 4 of the "Streets and Highways Code of the State of California", (The Special Assessment Investigation, Limitation and Majority Protest Act of 1931), as amended, and all investigations, proceedings and reports provided for therein, and

9607

WHEREAS, the said petition has been checked by the City Engineer's Office and found that the WAIVER is signed by the Owners of more than 60% of the Area liable for Assessment for said work.

NOW, THEREFORE, BE IT RESOLVED by the City Council that the said petition is hereby approved and granted, and

BE IT FURTHER RESOLVED that the City Council hereby find and determines that the WAIVER in said petition is signed by the Owners of more than 60% of the Area liable for said work and improvement and hereby directs that proceedings for said work be authorized as provided in Division 7 of the said Streets and Highways code, THE IMPROVEMENT ACT OF 1911.

Seconded by Councilman Shelby and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Seymour, Shelby and Wood.

ABSENT: Councilmen Marty, McKinney, Sayre and Wood.

In accordance with report of the City Engineer and recommendation of the City Manager, Councilman

Lobner moved that Private Agreement between Boswell-Alliance Construction Company and the Granite

9608

Construction Company, to improve Golf Course Village Unit Nos. 5 and 6, be approved; it being understood

that all work is to be done under City of Sacramento specifications and under the supervision of the City

Engineer. Seconded by Councilman Shelby and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Seymour and Shelby.

ABSENT: Councilmen Marty, McKinney, Sayre and Wood.

9609

Jack Martin, Attorney at Law, presented a claim on behalf of Madeline C. Dodson, in amount of \$8,000.00, for injuries alleged to have been sustained in the vicinity of 7th and L Streets, was considered at this time.

Councilman Lobner moved that foregoing claim be rejected and referred to the City's Insurance Carrier for disposition. Seconded by Councilman Shelby and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Seymour and Shelby.

ABSENT: Councilmen Marty, McKinney, Sayre and Wood.

9610

Petition versus truck traffic on C Street between Alhambra Boulevard and 33rd Street, was referred to the City Manager for a report, to be received on date of October 9, 1958.

In accordance with report of the Manager of the Municipal Airport and recommendation of the Assistant City Manager, Councilman Culjis moved that the following resolution granting a revocable permit to the Standard Oil Company of California to construct a "tank farm" consisting of one (1) 20,000 gallon tank and two (2) 6,000 gallon tanks, etc., to be located on the Southwest corner of the Airport, be granted:

RESOLUTION NO. 1065

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

That the STANDARD OIL COMPANY OF CALIFORNIA is hereby granted a revocable permit to install three (3) gasoline tanks, namely:

- (a) 20,000 gallon tank
- (b) 6,000 gallon tank
- (c) 6,000 gallon tank

9611

all above ground and properly encased in a concrete retaining wall three (3) feet high, together with a concrete pump block, a pump, and tank truck loading rack with meters. Same to be installed on a concrete hardstand, at the southwest corner of the Sacramento Municipal Airport, at a location 190 feet from the center line of the south taxi-way.

This permit is granted upon the condition that said permittee shall protect and save harmless the City of Sacramento from all damages, costs and causes of action in connection with the installation and maintenance of said tanks, and is granted pursuant to application heretofore filed by permittee.

Seconded by Councilman Seymour and carried by the following vote:

AYES: Councilmen Azevedo, Culjis, Lobner, Seymour and Shelby.

ABSENT: Councilmen Marty, McKinney, Sayre and Wood.

9612

Proposal from the M & M Salvage Company, to collect various fees at the 28th Street disposal site, was referred to the City Manager for a report.

At hour of 10:30 o'clock P. M., the City Council adjourned out of respect to the memory of Mary B. White, former employee of the City Health Department.

APPROVED BY THE CITY COUNCIL ON DATE OF OCTOBER 9, 1958

ATTEST:

Paul H. Manby

CITY CLERK

Clarence Azevedo
MAYOR