

THE HONORABLE CITY COUNCIL

CITY OF SACRAMENTO

REGULAR MEETING

JULY 17th,

1924.

The Honorable City Council met in Regular Session on this date at 8.40 o'clock P. M., Mayor Elkus presiding, and Roll Call being answered by following members of City Council:

Bidwell, Elkus, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller.

The Minutes of Regular Meeting of July 10th, 1924 were read and approved.

1257

Lincoln B. Edwards addressed Council presenting petition of residents along Freeport Boulevard, requesting the extension of 21st Street line by bus service to City Limits, and petition was referred to City Manager for report.

1258

Report of City Manager, together with supplemental protest versus the improvement of Sloat Way west of 24th Street, filed on this date, under provisions of Resolution of Intention No. 1908, was ordered filed.

1259

Petition of Paul V. Amick representing Nash Motor Car Company filed on this date, requesting permit to install one gasoline pump and underground tank in rear of West 20 feet of Lot 6 and East 20 feet of Lot 7, I and J, 16th and 17th Streets, was referred to City Manager, in accordance with whose recommendation, Councilman Kiernan moved that permit be granted. Seconded by Councilman Goddard and carried by following vote:

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

1260

City Manager presented following Resolution:

RESOLUTION NO. 189, CITY COUNCIL.

"RESOLVED, that the Controller be and he is hereby authorized to transfer the sum of \$5668.81 from the surplus in the General Fund to cover delinquencies on second installment of public improvement assessments for 1923 - 1924 in accordance with section 12 of the Improvement Act of 1915".

In accordance with recommendation of City Manager, Councilman Kiernan moved that foregoing Resolution be adopted. Seconded by Councilman John H. Miller and carried as follows:

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

1261

Monthly statement of receipts and balances presented by Controller for June 1924, showing cash balance of \$1,448,787.28 was ordered filed.

1262

In accordance with recommendation of City Manager, Councilman John H. Miller moved that application of Estevan Murillo for transfer of Beverage License from Moreno & Ascencio, 208 - L Street be denied. Seconded by Councilman Bidwell and carried by following vote:

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

1263

Upon recommendation of City Manager, Councilman Goddard moved that Candy License in name of O. R. Moore, 1016 1/2 - 4th Street be revoked for violation of Wright Act. Seconded by Councilman Bidwell and carried by following vote:

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

July 17th, 1924.

Upon recommendation of City Manager, Councilman Kiernan moved that \$500.00 deposit made by Walter Mitchell June 6th, 1924 with application for license at 1022-5th Street, which was denied be refunded. Seconded by Councilman John H. Miller and carried by following vote:

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

1264

Upon deposit of \$500.00 by applicant and recommendation of City Manager, Councilman Kiernan moved that Non-Intoxicating Alcoholic Beverage License be granted E. C. Gregg for premises 929½ - 2nd Street. Seconded by Councilman Frazier and carried by following vote:

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

1265

Upon recommendation of City Manager, Mayor Elkus moved that protest of property owners filed July 10th, 1924 versus improvement of alley O and P, 29th and 30th Streets under provisions of Resolution of Intention No. 1911, being only 25% representation, be overruled. Seconded by Councilman John H. Miller and carried by following vote:

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

1266

No protests were received versus improvement of 11th Avenue, 40th to 42nd Streets, under provisions of Resolution of Intention No. 1912.

In accordance with recommendation of City Planning Commission, submitted to the City Council July 10th, 1924, Royal Miller moved that petition of P. F. Reed filed with City Planning Commission requesting reclassification of Lots 23 and 24, of Kathleen Tract from Second Residential to Commercial Zone be granted with the specification of a ten foot set back line on 28th Street and eight feet on San Fernando Way. Seconded by Councilman John H. Miller and P. F. Reed addressed Council asking that petition be granted as applied for; discussed at length and foregoing motion was carried by following vote:

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

1267

The following Resolution was presented:

RESOLUTION ORDERING WORK NO. 1911.

"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:

1267½

"The improvement of the alley between O and P Streets, in the City of Sacramento from the easterly line of 29th Street to the westerly line of 30th Street, to the extent, with the materials and in the manner set forth in Resolution of Intention No. 1911, passed and adopted by said City Council on June 19th, 1924, reference to which Resolution of Intention is hereby made for a description of said work and improvement.

"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 Star, 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 24th day of July, 1924, between the hour of 8.00 o'clock P. M., and the hour of 9.00 o'clock P. M., and said day 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.

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

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

Sumner Mering addressed Council requesting that petition of White & Terry filed June 5th, 1924 for the re-zoning of property in the vicinity of 57th and H Streets to Industrial be granted, submitting photograph of Cutter Mill to show method of beautification of grounds and offering on part of petitioner to concede any requirements stipulated by Council relative to set-back lines, land-scaping, etc; discussed at considerable length, and J. S. Daley on behalf of owners of land, addressed Council, concerning its present and probable future uses, Councilman Bidwell moving that foregoing petition be granted. Seconded by Councilman Kiernan and restrictions as to set-back lines further discussed and Councilman Frazier moved as a substitute that matter be postponed one week. Seconded by Mayor Elkus, and Councilman Bidwell with consent of Second, withdrew motion to grant, and Roll Call to postpone matter until next meeting of Council at 9 o'clock P. M., was carried by following vote:

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

PET'N WHITE & TERRY RE-ZONE PROPTY 57th & H TO INDUSTRIAL POSTPONED ONE WEEK.

1268

In accordance with recommendation of City Planning Commission on date of July 10th, 1924, Councilman John H. Miller moved that petition of F. A. Cowee, filed June 5th, 1924, requesting reclassification from Second Residential to Commercial of the Southeast Corner of Sacramento Boulevard and 31st Street be granted. Seconded by Councilman Kiernan and carried by following vote:

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

PET'N F.A. COWEE RE-CLASSIFY SE COR SAC BLVD & 31st FROM SEC RES TO COM GRANTED.

1269

Upon request of Councilman Kiernan, hearing on forfeiture of \$500.00 deposit of J. C. Howlett on Beverage License at premises 225 - K Street was continued one week and set for hour of 9 o'clock P. M.

HEARING ON FORFEITUR 500 J.C.HOWLETT 225-K POSTP ONE WEEK

1270

The Clerk reported that no protests had been filed versus the approval of Commissioners report filed June 13th, 1924, for the opening of M Street, 48th to 54th Streets.

NO PROTESTS APPVL COM'N REPT OPENING M 48th to 54th STS.

Following bids were received and referred to City Manager:

52nd - 53rd, 2nd Avenue to V Street,
ROW 1909.

	<u>J. W. TERRELL</u>	<u>FREDERICKSON & SHANNON</u>
Per linear foot eight inch vitrified ironstone sewer pipe complete in place.....	1.28	1.21
Per six inch flusher branch installed complete in place.....	4.00	3.50
Per concrete manhole constructed complete in place with cast iron curb and cover.....	66.00	62.00
Per two foot length eight inch vitrified ironstone sewer pipe with four inch wye branch attached complete in place.....	3.10	2.85
CERTIFIED CHECK.....	125.00	200.00

2 BIDS

1271

A report was received from City Manager transmitting report of City Engineer relative to the failure of division wall between sedimentation basin No. 3 and the

1272

REPT REL
FAILURE
DIV'N WALL
FILTRATION
PLANT FILED

July 17th, 1924.

grit chamber of Filtration Plant, which occurred June 24th, 1924. Ordered filed.

RESIGNATION
CITY PLANN
COM'N READ
TO COUNCIL
& CITY ATTY
DIRECTED
PREPARE
ORD REPEAL-
ING ORD
CREATING
PLANNING
COM'N &
COM'N RE-
QUESTED
PROCEED
WITH HEAR-
ING SET
FOR AUGUST
6th.

Resignation of members of the City Planning Commission was read to City Council and Mayor Elkus presented Resolution tendering thanks of Council to members of the Commission for services rendered in such capacity; discussed at length, and the City Attorney was directed to prepare Ordinance repealing Ordinance creating the City Planning Commission and the City Planning Commission was requested to proceed with hearing heretofore set for August 6th, before said Commission.

1273

PET'N THOS
B HUNT IN-
STALL GAS
TANK & PUM
1615-J ST
RE MGR

Petition was received from Thomas B. Hunt, requesting installation of gasoline tank and pump at rear of premises 1615 - J Street, and request was referred to City Manager for report.

1274

COM'N SAC
STAR REL
COOPERATION
MOV'MENT ES
CHILD'S DAY
STATE FAIR
RE FRAZIER
REP COUNCIL
IN PRE MAT
TO STAT OFF

A communication was received from Sacramento Star requesting cooperation in movement to establish Children's Day at State Fair and same was referred to Councilman Frazier to represent City Council in presenting matter to State Officials.

1275

PET'N J.C.
EARLY IMP
SEC AVE ETC
REF MGR

Petition of J. C. Carly Company requesting the improvement on ten year paying plan of Second Avenue, Burnett Way, Larkin Way, Caramay Avenue, 18th Street, 19th Street, Beverly Way, Commercial Way, and Castro Way in Homeland Subdivision, was referred to City Manager for report.

1276

PET PROP
OWNERS IMP
U ST 5th TO
6th RE MGR

Petition of property owners requesting the improvement of U Street from 5th to 6th Streets was referred to City Manager for report.

CON'T &
BOND HEATH
ENGN LABT.
AUTOMATIC
SIREN APPVD

Moved by Councilman John H. Miller, Seconded by Councilman Goddard that Contract in sum of \$850.00 and bond in sum of \$425.00 executed by Heath Engineering Laboratories for one automatically operated Siren per bid of July 3rd, 1924, having been prepared and O. K.'d by City Attorney, be approved and carried by following vote:
AYES: Bidwell, Elkus, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller.
ABSENT: Anderson, Brown.

1277

BOND GEO H
HADDY \$2000
HARBOR-MSTR
APPVD.

Presented with O. K. of City Attorney, Councilman Kiernan moved that bond in sum of \$2,000.00 furnished by George H. Haddy as Harbor Master be approved. Seconded by Councilman Anderson and carried by following vote:
AYES: Bidwell, Elkus, Frazier, Goddard, Kiernan, John H. Miller, Royal Miller.
ABSENT: Anderson, Brown.

1278

Following Ordinance was finally considered:

ORDINANCE NO. FOURTH SERIES.

"An Ordinance ordering the vacating and closing of C Street from the easterly line of 6th Street to the westerly line of 7th Street; D Street from the easterly line of 6th Street to the westerly line of 7th Street; E Street from the easterly line of 6th Street to the westerly line of 7th Street; F Street from the easterly line of 6th Street to the westerly line of 7th Street; G Street from the easterly line of 6th Street to the westerly line of 7th Street; alley between C and D Streets from the easterly line of 6th

1279

Street to the westerly line of 7th Street; alley between D and E Streets from the easterly line of 6th Street to the westerly line of 7th Street; alley between E and F Streets from the easterly line of 6th Street to the westerly line of 7th Street; alley between F and G Streets from the easterly line of 6th Street to the westerly line of 7th Street; 6th Street from the northerly line of C Street to a line between G and H Streets, described as follows: Commencing at a point on the east line of 6th Street, where the same is intersected by the north line of alley between G and H Streets, thence to a point on the west line of 6th Street, said point being 15 feet north of the north line of H Street produced westerly."

ORD 178-4th
SERIES CLOS
ING & VA-
CATING
CERTAIN
STREETS
ADOPTED.

Moved by Councilman Frazier, Seconded by Councilman Royal Miller that foregoing Ordinance be adopted, and carried by following vote:

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

Thereupon this Ordinance became known and numbered as Ordinance No. 178 - 4th Series.

RESOLUTION ORDERING WORK NO. 1912.

"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 11th Avenue, from the manhole in place on 40th Street to the center line of 42nd Street, in the City of Sacramento, to the extent, with the materials and in the manner set forth in Resolution of Intention No. 1912, passed and adopted by said City Council on June 26th, 1924, 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.

ROW 1912
IMP 11th
AVE 40th
TO 42nd ST
ADOPTED.

"The City Clerk is hereby directed to post conspicuously for five 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 Star, 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 31st day of July, 1924, between the hour of 8.00 o'clock P. M., and the hour of 9.00 o'clock P. M., and said day 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.

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

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

Following resolutions were presented:

"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:

EXTEN

"To Clark and Henery Construction Company or assigns thirty days on its contract to improve X Street from the westerly line of 6th Street to the westerly line of 10th Street; 6th, 7th and 8th Streets from the southerly line of X Street to the manhole in place in alley between X and Y Streets, Resolution of Intention No. 1827.

Moved by Councilman Bidwell, Seconded by Councilman Kiernan that foregoing Resolution be adopted and carried by following vote:

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

"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:

EXTEN

"To Clark and Henery Construction Company or assigns thirty days on its

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July 17th, 1924.

contract to improve 9th Street from the southerly line of "L" Street to the southerly line of R Street, Resolution of Intention No. 1872.

Moved by Councilman Kiernan, Seconded by Councilman Bidwell that foregoing Resolution be adopted and carried by following vote:

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

"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 Clark and Henery Construction Company or assigns thirty days on its contract to improve N Street from the easterly line of 7th Street to the westerly line of 10th Street, Resolution of Intention No. 1880.

Moved by Councilman Bidwell, Seconded by Councilman Kiernan that foregoing Resolution be adopted, and carried by following vote:

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

RESOLUTION NO. 190, CITY COUNCIL.

"RESOLVED, by the City Council of the City of Sacramento, that the report, together with the Assessment and Diagram, filed by the Commissioners in the matter of the Opening of M Street, in the City of Sacramento, from the easterly line of 48th Street to the westerly line of 54th Street, be and the same are hereby approved and adopted."

Moved by Councilman Goddard, Seconded by Councilman Royal Miller that foregoing Resolution be adopted, and carried by following vote:

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

RESOLUTION NO. 191, CITY COUNCIL.

"RESOLVED, by the City Council of the City of Sacramento, that the Diagram made by the City Engineer as directed by the City Council in its Resolution of Intention No. 1823, which said Diagram shows the District to be assessed to pay the costs and expenses of improving 35th Street, in the City of Sacramento, from the southerly line of Folsom Boulevard to the southerly line of R Street; R Street from the westerly line of 35th Street to the easterly line of Stockton Boulevard; and the alley between 34th and 35th Streets from north line R to point 180 feet northerly therefrom; be and the same is hereby approved and the City Clerk is hereby directed to notify the Superintendent of Streets, in writing, of the approval of the said Diagram."

Moved by Councilman Goddard, Seconded by Councilman Royal Miller that foregoing Resolution be adopted and carried by following vote:

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

Councilman Goddard moved that Council Tour be postponed to July 31st at 1.30 o'clock P. M. Seconded by Councilman Royal Miller and carried by following vote:

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

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

Council Adjourned at 10.15 o'clock P. M.

APPROVED:

ATTEST:

H. G. Denton
City Clerk.

Albert Elkus
Mayor.

1283

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1285

1286

EXTEN

RES 190,
REPT OPEN.
M ST 48th
TO 54th ST
ADOPTED.

RES 191,
DIAGRAM &
ASSESSMENT
ADOPTED.

COUNCIL
TOUR POST-
PONED TO
JULY 31st.

BIDS COM-
PARED.